



Iowa General Assembly
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Senate File 2316

H-8378

1 Amend the amendment, H-8328, to Senate File 2316,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, after line 19 by inserting:
5 <c. For projects relating to routine maintenance
6 of buildings, including recurring, preventive, and
7 on-going maintenance of building systems and equipment:
8 FY 2012-2013..... \$ 3,000,000>
9 2. Page 7, line 1, by striking <paragraph c, is>
10 and inserting <paragraphs c through e, are>
11 3. Page 7, after line 17 by inserting:
12 <d. For construction, renovation, and related
13 improvements for phase II of the agricultural and
14 biosystems engineering complex, including classrooms,
15 laboratories, and offices at Iowa state university of
16 science and technology:
17 FY 2011-2012..... \$ 1,000,000
18 FY 2012-2013..... \$ ~~20,800,000~~
19 19,300,000
20 FY 2013-2014..... \$ ~~20,000,000~~
21 21,500,000
22 FY 2014-2015..... \$ ~~18,600,000~~
23 e. For the renovation and related improvements to
24 the dental science building at the state university
25 of Iowa including but not limited to renovation of
26 clinical spaces and development of a multidisciplinary
27 clinical area:
28 FY 2011-2012..... \$ 1,000,000
29 FY 2012-2013..... \$ ~~12,000,000~~
30 10,500,000
31 FY 2013-2014..... \$ ~~8,000,000~~
32 9,500,000
33 FY 2014-2015..... \$ ~~8,000,000~~>
34 4. Page 8, after line 26 by inserting:
35 <Sec. _____. Section 8.57, subsection 6, paragraph c,
36 Code Supplement 2011, is amended to read as follows:
37 c. Moneys in the fund in a fiscal year shall be
38 used as directed by the general assembly for public
39 vertical infrastructure projects. For the purposes of
40 this subsection, "vertical infrastructure" includes only
41 land acquisition and construction; routine maintenance
42 of buildings, including recurring, preventive, and
43 on-going maintenance of building systems and equipment;
44 major renovation and major repair of buildings; all
45 appurtenant structures; utilities; site development;
46 recreational trails; and debt service payments on
47 academic revenue bonds issued in accordance with
48 chapter 262A for capital projects at board of regents
49 institutions. "Vertical infrastructure" does not
50 include routine, recurring maintenance or operational

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1 expenses or leasing of a building, appurtenant
2 structure, or utility without a lease-purchase
3 agreement.>
4 5. By renumbering as necessary.

COHOON of Des Moines



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Senate File 2316

H-8379

1 Amend the amendment, H-8328, to Senate File 2316,
2 as amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 1, line 15, by striking <20,000,000> and
5 inserting <18,500,000>
6 2. Page 2, after line 21 by inserting:
7 <____. DEPARTMENT OF MANAGEMENT
8 For interest free loans to counties for basic
9 equipment, hardware, and software necessary to
10 implement the precinct atlas program and technology for
11 election administration, notwithstanding section 8.57,
12 subsection 6, paragraph "c":
13 FY 2012-2013..... \$ 1,500,000
14 FY 2013-2014..... \$ 1,500,000>
15 3. By renumbering as necessary.

ISENHART of Dubuque

STECKMAN of Cerro Gordo



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House File 2455

H-8380

- 1 Amend House File 2455 as follows:
- 2 1. Page 3, by striking lines 19 and 20 and
- 3 inserting <for the following fiscal year for the
- 4 purposes authorized in this subsection.>

BALTIMORE of Boone



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House File 2435

H-8381

- 1 Amend House File 2435 as follows:
2 1. Page 14, line 15, by striking <2,540,489> and
3 inserting <2,645,489>
4 2. Page 14, line 31, by striking <\$436,582> and
5 inserting <\$541,582>

HALL of Woodbury



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House File 2292

H-8382

- 1 Amend the Senate amendment, H-8370, to House File
- 2 2292, as passed by the House, as follows:
- 3 1. Page 1, line 9, by striking <412> and inserting
- 4 <451>
- 5 2. By renumbering as necessary.

HEIN of Jones



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House File 2439

H-8383

- 1 Amend House File 2439 as follows:
2 1. Page 1, after line 12 by inserting:
3 <Sec. _____. Section 423.2, subsection 4, paragraph
4 b, Code Supplement 2011, is amended to read as follows:
5 b. The tax imposed under this subsection covers
6 the total amount from the operation of games of skill,
7 games of chance, and raffles, and ~~bingo games~~ as
8 defined in chapter 99B, card game tournaments conducted
9 under section 99B.7B, and musical devices, weighing
10 machines, shooting galleries, billiard and pool tables,
11 bowling alleys, pinball machines, slot-operated devices
12 selling merchandise not subject to the general sales
13 taxes and on the total amount from devices or systems
14 where prizes are in any manner awarded to patrons and
15 upon the receipts from fees charged for participation
16 in any game or other form of amusement, and generally
17 upon the sales price from any source of amusement
18 operated for profit, not specified in this section, and
19 upon the sales price from which tax is not collected
20 for tickets or admission, but tax shall not be imposed
21 upon any activity exempt from sales tax under section
22 423.3, subsection 78, or upon amounts received from the
23 operation of bingo games by a qualified organization in
24 accordance with section 99B.7. Every person receiving
25 any sales price from the sources described in this
26 section is subject to all provisions of this subchapter
27 relating to retail sales tax and other provisions of
28 this chapter as applicable.>
29 2. Title page, by striking line 3 and inserting
30 <for resale and by creating sales tax exemptions for
31 amounts received from the operation of certain bingo
32 games and for certain>
33 3. By renumbering as necessary.

ISENHART of Dubuque

LUKAN of Dubuque

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Senate File 2311

H-8384

1 Amend Senate File 2311, as passed by the Senate, as
2 follows:

3 1. Page 1, line 9, after <industries> by inserting
4 <, including the promotion of recycling and bottle
5 deposit programs which protect precious agricultural
6 resources>

7 2. Page 2, after line 27 by inserting:

8 <DIVISION
9 AGRICULTURAL RESOURCES

10 Sec. ____ AGRICULTURAL RESOURCES — PLASTIC BOTTLES
11 CONTAINING NONCARBONATED BEVERAGES. The general
12 assembly finds and declares all of the following:

13 1. The consumer use of plastic bottles containing
14 noncarbonated beverages has grown significantly since
15 the enactment of this state's popular and highly
16 successful bottle deposit law, codified in chapter
17 455C.

18 2. The failure to include plastic bottles
19 containing noncarbonated beverages in this state's
20 popular and highly successful bottle deposit law has
21 substantially and negatively affected agriculture in
22 this state, by increasing litter in ditches, fields,
23 pastures, rivers, lakes, and streams.

24 3. The inclusion of plastic bottles containing
25 noncarbonated beverages in this state's popular and
26 highly successful bottle deposit law would positively
27 impact agriculture in this state and would protect
28 precious agricultural resources.

29 Sec. ____ Section 455C.1, subsections 1 and 2, Code
30 Supplement 2011, are amended to read as follows:

31 1. "Beverage" means includes but is not limited
32 to wine as defined in section 123.3, subsection
33 47, alcoholic liquor as defined in section 123.3,
34 subsection 5, and beer all as defined in section 123.3,
35 subsection 7, mineral water, soda water and similar
36 carbonated soft drinks and any nonalcoholic carbonated
37 and noncarbonated drinks, in liquid form and intended
38 for human consumption. "Beverage" does not include any
39 of the following:

40 a. Fruit and vegetable juice and drink products.

41 b. Grade 'A' milk and milk products as specified in
42 the grade 'A' pasteurized milk ordinance, as provided
43 in section 192.102.

44 c. A liquid that is any of the following:

45 (1) A syrup.

46 (2) In a concentrated form.

47 (3) Typically added as a minor flavoring ingredient
48 in food or drink, such as extracts, cooking additives,
49 saucers, or condiments.

50 d. A liquid that is ingested in very small

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1 quantities and consumed for medicinal purposes only.
2 e. A liquid that is designed and consumed only as a
3 nutritional supplement, as defined by the department,
4 and not as a beverage.
5 f. Products frozen at the time of sale to the
6 consumer, or, in the case of institutional users such
7 as hospitals and nursing homes, at the time of sale to
8 such users.
9 g. Products designed to be consumed in a frozen
10 state.
11 h. Instant drink powders.
12 i. Seafood, meat, or vegetable broths or soups.
13 j. Farm-produced apple cider that has not been
14 heated, pasteurized, or otherwise processed.
15 k. Infant formula.
16 2. "Beverage container" means any sealed glass,
17 plastic, or metal bottle, can, jar, or carton
18 containing a beverage. "Beverage container" does not
19 include any of the following:
20 a. A bottle, can, jar, or carton of three liters or
21 more in size containing a noncarbonated beverage.
22 b. A bottle, can, jar, or carton made of
23 high-density polyethylene.
24 Sec. ____. Section 455C.2, subsection 2, Code 2011,
25 is amended to read as follows:
26 2. In addition to the refund value provided in
27 subsection 1 ~~of this section~~, a dealer, or person
28 operating a redemption center who redeems empty
29 beverage containers or a dealer agent shall be
30 reimbursed by the distributor required to accept the
31 empty beverage containers an amount which is one cent
32 per container. However, the distributor shall provide
33 an additional one cent reimbursement for each beverage
34 container made of plastic. A dealer, dealer agent, or
35 person operating a redemption center may compact empty
36 metal beverage containers with the approval of the
37 distributor required to accept the containers.>
38 3. Title page, line 9, after <measures,> by
39 inserting <regulating beverage containers,>
40 4. By renumbering, redesignating, and correcting
41 internal references as necessary.

WITTNEBEN of Emmet

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Senate File 2295

H-8385

1 Amend the amendment, H-8271, to Senate File 2295, as
2 passed by the Senate, as follows:
3 1. Page 1, line 23, by striking <twenty> and
4 inserting <thirty>

R. OLSON of Polk



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Senate File 2295

H-8386

- 1 Amend the amendment, H-8271, to Senate File 2295, as
- 2 passed by the Senate, as follows:
- 3 1. Page 2, after line 6 by inserting:
- 4 <Sec. _____. APPLICABILITY. The amendment to section
- 5 614.8A of this Act applies to sexual abuse occurring
- 6 on or after July 1, 2012.>>
- 7 2. By renumbering as necessary.

R. OLSON of Polk



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House File 2456 - Introduced

HOUSE FILE 2456

BY WILLEMS, STECKMAN,
KELLEY, BERRY, WOLFE,
WESSEL-KROESCHELL, COHOON,
M. SMITH, KRESSIG,
GASKILL, H. MILLER,
R. OLSON, THOMAS, HALL,
T. TAYLOR, WITTNEBEN,
GAINES, KAJTAZOVIC,
JACOBY, MUHLBAUER,
WENTHE, OLDSON, ISENHART,
RUNNING-MARQUARDT, HANSON,
and T. OLSON

A BILL FOR

1 An Act creating an individual income tax credit for
2 contributions to an Iowa educational savings plan,
3 promoting the use of such plans, and including retroactive
4 applicability provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:



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1 DIVISION I
2 IOWA EDUCATIONAL SAVINGS PLAN TAX CREDIT
3 Section 1. Section 12D.3, subsection 1, paragraph a, Code
4 2011, is amended to read as follows:
5 a. Each participation agreement may require a participant
6 to agree to invest a specific amount of money in the trust
7 for a specific period of time for the benefit of a specific
8 beneficiary. A participant shall not be required to make an
9 annual contribution on behalf of a beneficiary. The maximum
10 contribution that may be deducted for Iowa income tax purposes
11 shall not exceed two thousand dollars per beneficiary per year
12 adjusted annually to reflect increases in the consumer price
13 index. The maximum contribution that may be taken as a credit
14 against income tax liability for Iowa income tax purposes
15 shall not exceed two thousand dollars per participant per
16 year adjusted annually to reflect increases in the consumer
17 price index. The treasurer of state shall set an account
18 balance limit to maintain compliance with section 529 of the
19 Internal Revenue Code. A contribution shall not be permitted
20 to the extent it causes the aggregate balance of all accounts
21 established for the same beneficiary to exceed the applicable
22 account balance limit.
23 Sec. 2. Section 12D.9, subsection 2, Code 2011, is amended
24 to read as follows:
25 2. State income tax treatment of the Iowa educational
26 savings plan trust shall be as provided in section 422.7,
27 subsections 32 and 33, and section 422.11I.
28 Sec. 3. NEW SECTION. 422.11I Iowa educational savings plan
29 tax credit.
30 1. The taxes imposed under this division, less the credits
31 allowed under section 422.12, shall be reduced by an Iowa
32 educational savings plan tax credit. The credit shall be an
33 amount equal to the lesser of the following:
34 a. Twenty-five percent of the annual contributions made on
35 behalf of a beneficiary or beneficiaries to an Iowa educational

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1 savings plan trust established pursuant to chapter 12D.

2 **b.** The maximum annual Iowa income tax credit allowed as a
3 participant in the Iowa educational savings plan trust pursuant
4 to section 12D.3, subsection 1, paragraph "a".

5 2. In order to be eligible, all of the following must apply:

6 **a.** The taxable income of the taxpayer, computed without
7 regard to section 422.7, subsection 32, paragraph "a", must
8 not exceed three hundred percent of the United States poverty
9 level as defined by the most recently revised poverty income
10 guidelines by the United States department of health and human
11 services. Married taxpayers who file separate returns or file
12 separately on a combined return form must determine taxable
13 income for purposes of this paragraph based upon their combined
14 income.

15 **b.** The taxpayer must not make the adjustment under section
16 422.7, subsection 32, paragraph "a", in the same year as a
17 credit is claimed under this section.

18 3. Any credit in excess of the tax liability shall be
19 refunded. In lieu of claiming a refund, the taxpayer may
20 elect to have the overpayment shown on the taxpayer's final,
21 completed return credited to the tax liability for the
22 following tax year.

23 4. Amounts refunded to the taxpayer resulting from the
24 cancellation of a participation agreement shall first be repaid
25 to the department to the extent previously claimed as a tax
26 credit under this section and shall then, if applicable, be
27 treated as an addition to net income under section 422.7,
28 subsection 32, paragraph "b".

29 5. Withdrawals made by a taxpayer from the Iowa educational
30 savings plan trust for purposes other than the payment of
31 qualified education expenses shall first be repaid to the
32 department to the extent previously claimed as a tax credit
33 under this section and shall then, if applicable, be treated
34 as an addition to net income under section 422.7, subsection
35 32, paragraph "c".



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1 Sec. 4. RETROACTIVE APPLICABILITY. This division of this
2 Act applies retroactively to January 1, 2012, for tax years
3 beginning on or after that date.

4 DIVISION II
5 INFORMATIONAL MATERIAL RELATED TO IOWA EDUCATIONAL SAVINGS PLAN
6 TRUST

7 Sec. 5. NEW SECTION. 12G.3 Iowa educational savings plan
8 informational material.

9 1. The Iowa financial literacy program shall create a
10 written informational and promotional pamphlet to promote
11 the creation and use of Iowa educational savings plans under
12 chapter 12D. The pamphlet shall contain, at a minimum, a
13 detailed explanation of an Iowa educational savings plan,
14 instructions for opening an Iowa educational savings plan, and
15 the tax and other benefits of an Iowa educational savings plan.

16 2. The Iowa financial literacy program shall provide
17 the written informational and promotional pamphlet to the
18 department of education for dissemination as provided in
19 section 256.24.

20 Sec. 6. NEW SECTION. 256.24 Iowa educational savings plan
21 informational material.

22 The department shall provide to the parent or guardian of
23 each child registering for kindergarten in this state a copy of
24 the Iowa educational savings plan informational and promotional
25 pamphlet created and provided to the department by the Iowa
26 financial literacy program pursuant to section 12G.3.

27 EXPLANATION

28 This bill creates an Iowa educational savings plan tax
29 credit and provides for the promotion of Iowa educational
30 savings plans.

31 Division I of the bill relates to the Iowa educational
32 savings plan tax credit. Under current Code section 422.7,
33 subsection 32, a participant in an Iowa educational savings
34 plan is allowed an exemption from the computation of the
35 individual state income tax for certain amounts contributed to



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1 a plan. The bill creates an individual income tax credit equal
2 to the lesser of 25 percent of the annual contributions made
3 to an Iowa educational savings plan or \$2,000 per participant
4 adjusted annually to reflect increases in the consumer price
5 index.

6 In order to qualify for the credit, a taxpayer's taxable
7 income must not exceed 300 percent of the United States poverty
8 level as defined by the most recently revised poverty income
9 guidelines by the United States health and human services, and
10 the taxpayer must not claim the individual income tax exemption
11 mentioned above. In determining taxable income for purposes
12 of eligibility for the tax credit, married taxpayers who file
13 separate returns or file separately on a combined return form
14 must determine taxable income based upon their combined income.

15 The tax credit is refundable to the extent it exceeds
16 tax liability. In lieu of claiming a refund, a taxpayer
17 may elect to have the overpayment shown on the taxpayer's
18 final, completed return credited to the tax liability for the
19 following tax year.

20 The bill establishes a hierarchy for the tax treatment
21 of amounts received by a taxpayer from the cancellation of a
22 participation agreement or withdrawn from a plan for purposes
23 other than the payment of qualified education expenses. Those
24 amounts shall first be repaid to the department of revenue
25 to the extent previously claimed as a tax credit. Next, if
26 applicable, the amounts shall be treated as an addition to net
27 income under Code section 422.7, subsection 32, paragraph "b"
28 or "c".

29 Division II of the bill relates to the promotion of Iowa
30 educational savings plans. The bill directs the Iowa financial
31 literacy program, which is a program within the office of
32 the treasurer of state, to create a written informational
33 and promotional pamphlet for the purpose of promoting the
34 creation and use of Iowa educational savings plans. The
35 pamphlet shall contain, at a minimum, a detailed explanation

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1 of an Iowa educational savings plan, instructions for opening
2 a plan, and the tax and other benefits of a plan. The Iowa
3 financial literacy program is required to provide the pamphlet
4 to the department of education. The department of education
5 is required to provide a copy of the pamphlet to the parent or
6 guardian of each child registering for kindergarten in this
7 state.



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House File 2457 - Introduced

HOUSE FILE 2457
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO HSB 670)

A BILL FOR

1 An Act making appropriations to the department of workforce
2 development and including effective date and retroactive
3 applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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H.F. 2457

1 Section 1. LEGISLATIVE FINDINGS. It is the finding of the
2 general assembly that the recent Iowa supreme court decision of
3 Homan v. Branstad, No. 11-2022, March 16, 2012, has invalidated
4 the proper enactment of certain provisions contained in the
5 2011 Iowa Acts, chapter 130 (Senate File 517). It is the
6 intent of the general assembly to reenact, as amended, certain
7 invalidated provisions of Senate File 517 that were published
8 in the 2011 Iowa Acts and to validate expenditures made by the
9 department of workforce development and actions entered into
10 in reliance on the enactment of the invalidated provisions
11 published in the 2011 Iowa Acts.

12 Sec. 2. DEPARTMENT OF WORKFORCE DEVELOPMENT. There
13 is appropriated from the general fund of the state to the
14 department of workforce development for the fiscal year
15 beginning July 1, 2011, and ending June 30, 2012, the following
16 amounts, or so much thereof as is necessary, for the purposes
17 designated:

18 1. DIVISION OF LABOR SERVICES

19 a. For the division of labor services, including salaries,
20 support, maintenance, miscellaneous purposes, and for not more
21 than the following full-time equivalent positions:

22 \$ 3,495,440
23 FTEs 64.00

24 b. From the contractor registration fees, the division of
25 labor services shall reimburse the department of inspections
26 and appeals for all costs associated with hearings under
27 chapter 91C, relating to contractor registration.

28 2. DIVISION OF WORKERS' COMPENSATION

29 a. For the division of workers' compensation, including
30 salaries, support, maintenance, miscellaneous purposes, and for
31 not more than the following full-time equivalent positions:

32 \$ 2,949,044
33 FTEs 30.00

34 b. The division of workers' compensation shall charge a
35 \$100 filing fee for workers' compensation cases. The filing

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1 fee shall be paid by the petitioner of a claim. However, the
2 fee can be taxed as a cost and paid by the losing party, except
3 in cases where it would impose an undue hardship or be unjust
4 under the circumstances. The moneys generated by the filing
5 fee allowed under this subsection are appropriated to the
6 department of workforce development to be used for purposes of
7 administering the division of workers' compensation.

8 3. WORKFORCE DEVELOPMENT OPERATIONS

9 a. For the operation of field offices, the workforce
10 development board, and for not more than the following
11 full-time equivalent positions:

12 \$ 8,671,352
13 FTEs 130.00

14 b. Of the moneys appropriated in paragraph "a" of this
15 subsection, the department shall allocate \$1,130,602 for the
16 operation of satellite field offices.

17 4. OFFENDER REENTRY PROGRAM

18 a. For the development and administration of an offender
19 reentry program to provide offenders with employment skills,
20 and for not more than the following full-time equivalent
21 positions:

22 \$ 284,464
23 FTEs 3.00

24 b. The department shall partner with the department of
25 corrections to provide staff within the correctional facilities
26 to improve offenders' abilities to find and retain productive
27 employment.

28 5. NONREVERSION

29 Notwithstanding section 8.33, moneys appropriated in this
30 section that remain unencumbered or unobligated at the close of
31 the fiscal year shall not revert but shall remain available for
32 expenditure for the purposes designated until the close of the
33 succeeding fiscal year.

34 Sec. 3. EMPLOYMENT SECURITY CONTINGENCY FUND.

35 1. There is appropriated from the special employment

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1 security contingency fund to the department of workforce
2 development for the fiscal year beginning July 1, 2011, and
3 ending June 30, 2012, the following amount, or so much thereof
4 as is necessary, to be used for field offices:

5 \$ 1,217,084

6 2. Any remaining additional penalty and interest revenue
7 collected by the department of workforce development is
8 appropriated to the department for the fiscal year beginning
9 July 1, 2011, and ending June 30, 2012, to accomplish the
10 mission of the department.

11 Sec. 4. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD
12 OFFICES. Notwithstanding section 96.9, subsection 8, paragraph
13 "e", there is appropriated from interest earned on the
14 unemployment compensation reserve fund to the department of
15 workforce development for the fiscal year beginning July 1,
16 2011, and ending June 30, 2012, the following amount or so much
17 thereof as is necessary, for the purposes designated:

18 For the operation of field offices:

19 \$ 4,238,260

20 Sec. 5. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
21 PROGRAM. There is appropriated from the general fund of the
22 state to the department of workforce development for the fiscal
23 year beginning July 1, 2011, and ending June 30, 2012, the
24 following amount, or so much thereof as is necessary, to be
25 used for the purposes designated:

26 For enhancing efforts to investigate employers that
27 misclassify workers and for not more than the following
28 full-time equivalent positions:

29 \$ 451,458

30 FTEs 8.10

31 Sec. 6. RETROACTIVE APPLICABILITY. This Act applies
32 retroactively to July 1, 2011.

33 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
34 immediate importance, takes effect upon enactment.

35 EXPLANATION

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1 This bill makes appropriations from the general fund and
2 other funds to the department of workforce development for FY
3 2011-2012. The bill reenacts certain provisions, as amended,
4 of Senate File 517 that were published in the 2011 Iowa Acts,
5 chapter 130, after the invalidation of the provisions pursuant
6 to the Iowa supreme court decision of Homan v. Branstad.

7 The bill appropriates moneys from the general fund to the
8 department of workforce development.

9 The bill appropriates moneys from the special employment
10 security contingency fund to the department of workforce
11 development for field offices.

12 The bill appropriates interest earned on the unemployment
13 compensation reserve fund to the department of workforce
14 development for the operation of field offices.

15 The bill appropriates moneys to the department of workforce
16 development for an employee misclassification program.

17 The bill is effective upon enactment. The bill makes
18 appropriations to the department of workforce development for
19 fiscal year 2011-2012 and applies retroactively to July 1,
20 2011.



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House Resolution 134 - Introduced

HOUSE RESOLUTION NO. 134

BY UPMEYER, SCHULTE, HELLAND, LYKAM, and JACOBY

1 A Resolution encouraging parents to cook with their
2 children.

3 WHEREAS, our children are Iowa's most precious and
4 joyful responsibility, and we are obligated to do all
5 we can to make the good health of our children our
6 number one goal; and

7 WHEREAS, childhood obesity is considered by many to
8 be an epidemic in western countries, particularly in
9 the United States where over 15 percent of children are
10 currently considered obese and where that number is
11 increasing; and

12 WHEREAS, overweight children can develop serious
13 health problems, such as diabetes and heart disease,
14 often carrying these conditions into adulthood as an
15 obese adult; and

16 WHEREAS, overweight children are at higher risk for
17 developing Type 2 diabetes, metabolic syndrome, high
18 blood pressure, asthma and other respiratory problems,
19 sleep disorders, liver disease, eating disorders, and
20 skin infections; and

21 WHEREAS, research shows that children are more open
22 to tasting new foods they help prepare; and

23 WHEREAS, children who help their parents shop
24 for groceries and help prepare the food they buy are
25 empowered to make decisions about what they eat and are
26 more likely to choose healthier foods; and

27 WHEREAS, when buying groceries, parents can share
28 with children the benefits of healthy snacks and the

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1 importance of choosing fruits and vegetables over
2 convenience foods that are high in sugar and fat; and

3 WHEREAS, studies show that parents' presence at
4 mealtime leads to kids eating healthier meals and,
5 in terms of preventing obesity, it is important to
6 understand that the example parents give their children
7 will influence what they eat; and

8 WHEREAS, parents and children should select recipes
9 and preparation methods that are lower in fat, put
10 colorful food on the table, such as green and yellow
11 vegetables, fruits of various colors, and whole-grain
12 breads, and refrain from eating in front of the
13 television or computer; and

14 WHEREAS, experts say that if families gathered
15 around the dinner table more often and made sharing
16 news and telling stories an event, it would provide
17 benefits to children, such as improved academic
18 performance and higher self-esteem; and

19 WHEREAS, celebrity chef Guy Fieri, and other chefs,
20 have helped to make cooking with kids a fun and healthy
21 family activity; NOW THEREFORE,

22 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES,
23 That the House of Representatives encourages parents
24 and children to spend time in the kitchen together and
25 prepare a healthy meal; and

26 BE IT FURTHER RESOLVED, That parents are encouraged
27 to cook with their children at least once per week,
28 spend quality time and make healthy food choices with
29 their children, commit to new healthy habits, and set
30 achievable goals for their families; and

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1 BE IT FURTHER RESOLVED, That the Chief Clerk of the
2 House of Representatives shall transmit copies of this
3 resolution to the sponsor for appropriate distribution.



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House Resolution 135 - Introduced

HOUSE RESOLUTION NO. 135

BY UPMEYER

1 A Resolution honoring Dr. James F. Holsinger.

2 WHEREAS, Dr. James F. Holsinger was honored to
3 receive the 2011 Nicholas E. Davies Ambulatory Award
4 of Excellence from the Healthcare Information and
5 Management Systems Society (HIMSS); and

6 WHEREAS, since 1994, the HIMSS Nicholas E. Davies
7 Award of Excellence has recognized outstanding
8 achievement in the implementation of and value from
9 health information technology, specifically electronic
10 health records (EHR); and

11 WHEREAS, the Davies Award program promotes EHR
12 adoption through sharing information and lessons
13 learned on implementation strategies, financial return
14 on investment, and value of the EHR to improve patient
15 care and outcomes; and

16 WHEREAS, James F. Holsinger, M.D., P.C., opened his
17 solo family medicine practice in 2003 in Keokuk, Iowa,
18 in a rural community of 20,000 in a county with the
19 highest unemployment rate in the state; and

20 WHEREAS, the practice that started in 2003 with no
21 patients and two part-time visiting specialists renting
22 space in the same building has grown to 1,400 active
23 patients and is the first fully automated clinic in
24 the area that implemented, and uses in its day-to-day
25 operation, nearly every EHR function and interface
26 available; and

27 WHEREAS, Dr. James F. Holsinger's experience is
28 invaluable in helping clinicians take the necessary

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1 steps to transform from paper-based practices to
2 electronically-enabled systems; and

3 WHEREAS, Dr. Holsinger has been at the forefront of
4 EHR implementation as an example to encourage other
5 clinicians to follow in his footsteps; and

6 WHEREAS, this cycle of evaluating medical practices
7 for the prestigious Davies Award for excellence in
8 implementation of electronic records has resulted
9 in the recognition of an outstanding example of how
10 computerization is leading to improved patient care and
11 outcomes; NOW THEREFORE,

12 BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, That
13 the House of Representatives commends Dr. James F.
14 Holsinger on his receipt of the 2011 Nicholas E. Davies
15 Ambulatory Award of Excellence from the Healthcare
16 Information and Management Systems Society; and

17 BE IT FURTHER RESOLVED, That the Clerk of the
18 House of Representatives shall prepare a copy of this
19 resolution for presentation to Dr. James F. Holsinger
20 as an expression of the House of Representatives'
21 congratulations and admiration for his proactive
22 approach to improving health care for the citizens of
23 Iowa.

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House Study Bill 673 - Introduced

HOUSE FILE _____
BY (PROPOSED COMMITTEE ON
WAYS AND MEANS BILL BY
CHAIRPERSON SANDS)

A BILL FOR

1 An Act relating to the income tax checkoffs for the child
2 abuse prevention program fund and the veterans trust fund
3 and volunteer fire fighter preparedness fund, and including
4 retroactive applicability provisions.
5 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:



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1 Section 1. Section 35A.13, subsection 2, Code Supplement
2 2011, is amended by adding the following new paragraph:

3 NEW PARAGRAPH. c. Moneys credited to the fund pursuant to
4 an income tax checkoff provided in chapter 422, division II,
5 if applicable.

6 Sec. 2. Section 100B.13, subsection 2, paragraph a, Code
7 2011, is amended to read as follows:

8 a. Moneys credited to the fund pursuant to ~~section 422.12G~~
9 an income tax checkoff provided in chapter 422, division II,
10 if applicable.

11 Sec. 3. Section 235A.2, subsection 1, Code 2011, is amended
12 to read as follows:

13 1. A child abuse prevention program fund is created in
14 the state treasury under the control of the department of
15 human services. The fund is composed of moneys appropriated
16 or available to and obtained or accepted by the treasurer of
17 state for deposit in the fund. The fund shall include moneys
18 transferred to the fund ~~as provided in section 422.12F~~ pursuant
19 to an income tax checkoff provided in chapter 422, division II,
20 if applicable. All interest earned on moneys in the fund shall
21 be credited to and remain in the fund. Section 8.33 does not
22 apply to moneys in the fund.

23 Sec. 4. NEW SECTION. **422.12K Income tax checkoff for child**
24 **abuse prevention program fund.**

25 1. A person who files an individual or a joint income tax
26 return with the department of revenue under section 422.13 may
27 designate one dollar or more to be paid to the child abuse
28 prevention program fund created in section 235A.2. If the
29 refund due on the return or the payment remitted with the
30 return is insufficient to pay the additional amount designated
31 by the taxpayer to the child abuse prevention program fund,
32 the amount designated shall be reduced to the remaining amount
33 remitted with the return. The designation of a contribution
34 to the child abuse prevention program fund under this section
35 is irrevocable.

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1 2. The director of revenue shall draft the income tax form
2 to allow the designation of contributions to the child abuse
3 prevention program fund on the tax return. The department of
4 revenue, on or before January 31, shall transfer the total
5 amount designated on the tax return forms due in the preceding
6 calendar year to the child abuse prevention program fund.

7 However, before a checkoff pursuant to this section shall be
8 permitted, all liabilities on the books of the department of
9 administrative services and accounts identified as owing under
10 section 8A.504 and the political contribution allowed under
11 section 68A.601 shall be satisfied.

12 3. The department of human services may authorize payment
13 of moneys from the child abuse prevention program fund in
14 accordance with section 235A.2.

15 4. The department of revenue shall adopt rules to administer
16 this section.

17 5. This section is subject to repeal under section 422.12E.

18 Sec. 5. NEW SECTION. **422.12L Joint income tax checkoff for**
19 **veterans trust fund and volunteer fire fighter preparedness fund.**

20 1. A person who files an individual or a joint income tax
21 return with the department of revenue under section 422.13 may
22 designate one dollar or more to be paid jointly to the veterans
23 trust fund created in section 35A.13 and to the volunteer fire
24 fighter preparedness fund created in section 100B.13. If the
25 refund due on the return or the payment remitted with the
26 return is insufficient to pay the additional amount designated
27 by the taxpayer, the amount designated shall be reduced to the
28 remaining amount of refund or the remaining amount remitted
29 with the return. The designation of a contribution under this
30 section is irrevocable.

31 2. The director of revenue shall draft the income tax form
32 to allow the designation of contributions to the veterans trust
33 fund and to the volunteer fire fighter preparedness fund as
34 one checkoff on the tax return. The department of revenue,
35 on or before January 31, shall transfer one-half of the total



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1 amount designated on the tax return forms due in the preceding
2 calendar year to the veterans trust fund and the remaining
3 one-half to the volunteer fire fighter preparedness fund.
4 However, before a checkoff pursuant to this section shall be
5 permitted, all liabilities on the books of the department of
6 administrative services and accounts identified as owing under
7 section 8A.504 and the political contribution allowed under
8 section 68A.601 shall be satisfied.

9 3. The department of revenue shall adopt rules to administer
10 this section.

11 4. This section is subject to repeal under section 422.12E.

12 Sec. 6. RETROACTIVE APPLICABILITY. This Act applies
13 retroactively to January 1, 2012, for tax years beginning on
14 or after that date.

15 EXPLANATION

16 This bill relates to the income tax checkoffs for the child
17 abuse prevention program fund and the veterans trust fund and
18 volunteer fire fighter preparedness fund.

19 Code section 422.12E limits to four the number of income tax
20 checkoffs that can appear on the income tax return. When the
21 same four income tax return checkoffs have been provided on the
22 income tax return for two consecutive years, the two checkoffs
23 for which the least amount has been contributed through March
24 15 of the second tax year are automatically repealed.

25 The bill reenacts as new the checkoffs for both the child
26 abuse prevention program fund and the veterans trust fund and
27 volunteer fire fighter preparedness fund.

28 The bill also makes conforming amendments to Code sections
29 35A.13, 100B.13, and 235A.2, relating to the funds that receive
30 the moneys from the checkoffs, to update references to the
31 income tax checkoffs.

32 The bill applies retroactively to January 1, 2012, for tax
33 years beginning on or after that date.



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House File 2323

S-5140

- 1 Amend House File 2323, as passed by the House, as
2 follows:
3 1. Page 1, before line 1 by inserting:
4 <Section 1. Section 384.84, subsection 3, paragraph
5 c, Code Supplement 2011, is amended to read as follows:
6 c. A city utility or enterprise service to a
7 property or premises shall not be discontinued unless
8 prior written notice is sent, by ordinary mail, to the
9 account holder in whose name the delinquent rates or
10 charges were incurred, informing the account holder
11 of the nature of the delinquency and affording the
12 account holder the opportunity for a hearing prior to
13 discontinuance of service. If the account holder is a
14 tenant, and if the owner or landlord of the property
15 or premises has made a written request for notice, the
16 notice shall also be given to the owner or landlord.
17 If the account holder is a tenant and requests a change
18 of name for service under the account, such request
19 shall be sent to the owner or landlord of the property
20 if the owner or landlord has made a written request
21 for notice of any change of name for service under the
22 account to the rental property.>
23 2. Page 1, by striking lines 14 through 19 and
24 inserting <notice shall contain the name of the tenant
25 responsible for charges, address of the residential
26 rental property that the tenant is to occupy, and the
27 date that the occupancy begins. A change in tenant
28 shall require a new written notice to be given to the
29 city utility or enterprise within thirty business days
30 of the change in tenant. When the tenant moves from
31 the>
32 3. Page 1, line 24, by striking <ten> and inserting
33 <~~ten~~ thirty>
34 4. Page 2, line 9, after <contain> by inserting
35 <the name of the tenant responsible for the charges,>
36 5. Page 2, line 10, by striking <occupy> and
37 inserting <occupy,>
38 6. Page 2, line 11, after <begins.> by inserting
39 <A change in tenant shall require a new written notice
40 to be given to the city utility or enterprise within
41 thirty business days of the change in tenant.>
42 7. Page 2, line 18, by striking <ten> and inserting
43 <thirty>
44 8. By renumbering as necessary.

MARY JO WILHELM

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House File 2427

S-5141

- 1 Amend House File 2427, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 1, by striking line 29 and inserting <be
4 subject to a civil penalty in the amount of two hundred
5 fifty dollars. A person who>
6 2. Page 2, line 5, by striking <twenty-five> and
7 inserting <fifty>
8 3. Page 2, by striking line 8 and inserting <shall
9 be subject to a civil penalty in the amount of two
10 hundred fifty dollars.>
11 4. Page 2, line 10, by striking <twenty-five> and
12 inserting <fifty>
13 5. Page 2, line 13, by striking <twenty-five> and
14 inserting <fifty>

WILLIAM DOTZLER



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House Amendment To
Senate File 413

S-5142

1 Amend Senate File 413, as amended by the Senate, as
2 follows:
3 1. Page 1, line 1, after <Code> by inserting
4 <Supplement>
5 2. Page 1, line 14, after <Code> by inserting
6 <Supplement>
7 3. Page 1, by striking lines 16 through 19 and
8 inserting:
9 <2. For the purposes consistent with this chapter,
10 the local emergency management agency's approved budget
11 ~~may~~ shall be funded by one or any combination of the
12 following options, as determined by the commission:>
13 4. Page 1, after line 27 by inserting:
14 <e. Other funding sources allowed by law.>
15 5. Page 2, line 8, by striking <may> and inserting
16 <shall>
17 6. Page 2, line 10, after <Code> by inserting
18 <Supplement>



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House Amendment To
Senate File 2208

S-5143

- 1 Amend Senate File 2208, as passed by the Senate, as
2 follows:
3 1. Page 1, line 4, by striking <All> and inserting
4 <~~All~~ Unless otherwise ordered by the court, all>
5 2. Page 1, line 14, after <duties> by inserting
6 <unless otherwise ordered by the court>
7 3. Page 1, line 16, after <disseminated> by
8 inserting <, without court order,>



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House Amendment To
Senate File 2216

S-5144

- 1 Amend Senate File 2216, as passed by the Senate, as
2 follows:
3 1. Page 1, by striking lines 6 through 12 and
4 inserting <for vehicles registered by the county
5 treasurer ~~and, except that "registration year" means~~
6 the calendar year for ~~vehicles registered by the~~
7 ~~department or~~ motor trucks and truck tractors with
8 a combined gross weight exceeding five tons which
9 are registered by the county treasurer. For leased
10 vehicles registered by the county treasurer, except for
11 motor trucks and truck tractors with a combined gross
12 weight exceeding five tons, "registration year">
13 2. Page 3, by striking lines 21 and 22 and
14 inserting:
15 <Sec. ____ Section 321.39, subsection 1, Code 2011,
16 is amended by striking the subsection.>
17 3. By striking page 4, line 22, through page 5,
18 line 11, and inserting:
19 <Sec. ____ Section 321.106, Code 2011, is amended
20 to read as follows:
21 **321.106 Registration for fractional part of year.**
22 1. When a ~~vehicle is registered under chapter 326~~
23 ~~or a~~ motor truck, truck tractor, or road tractor is
24 registered by the county treasurer for a combined gross
25 weight exceeding five tons and there is no delinquency
26 and the registration is made in February or succeeding
27 months through November, the annual registration fee
28 shall be prorated for the remaining unexpired months
29 of the registration year. A fee shall not be required
30 for the month of December for a vehicle registered on a
31 calendar year basis on which there is no delinquency.
32 However, ~~except for a vehicle registered under chapter~~
33 ~~326,~~ when such a vehicle is registered in November, the
34 vehicle may be registered for the remaining unexpired
35 months of the registration year or for the remaining
36 unexpired months of the registration year and for the
37 next registration year, upon payment of the applicable
38 registration fees.
39 2. When a vehicle is registered under chapter
40 326 and there is no delinquency and the registration
41 is made in the second through eleventh month of the
42 registration year, the annual registration fee shall
43 be prorated for the remaining unexpired months of the
44 registration year. However, when such a vehicle is
45 registered in the eleventh month of the registration
46 year, the vehicle may be registered for the remaining
47 unexpired months of the registration year and for the
48 next registration year, upon payment of the applicable
49 registration fees.
50 ~~2.~~ 3. When a vehicle is registered on a birth

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1 month basis and there is no delinquency and the
2 registration is made in the month after the beginning
3 of the registration year or succeeding months, the
4 annual registration fee shall be prorated for the
5 remaining unexpired months of the registration year.
6 A fee shall not be required for the month of the
7 owner's birthday for a vehicle on which there is no
8 delinquency. However, when a vehicle registered on a
9 birth month basis is registered during the eleventh
10 month of the registration year, the vehicle may be
11 registered for the remaining unexpired months of the
12 registration year or for the remaining unexpired months
13 of the registration year and for the next registration
14 year, upon payment of the applicable registration fees.

15 ~~3-~~ 4. If a fee computed under this section
16 contains a fractional part of a dollar, the fee
17 shall be computed to the nearest whole dollar. A fee
18 computed under this section shall not be less than five
19 dollars. The fee so computed shall be deemed to be
20 the annual registration fee for the remainder of the
21 registration year. This subsection does not apply to
22 vehicles registered under chapter 326.

23 ~~4-~~ 5. A reduction in the annual registration
24 fee shall not be allowed by the department until the
25 applicant files satisfactory evidence to prove that
26 there is no delinquency in registration.>

27 4. Page 6, by striking lines 19 through 21 and
28 inserting:

29 <Sec. _____. Section 321.134, subsections 1 and 2,
30 Code 2011, are amended to read as follows:>

31 5. By striking page 7, line 13, through page 8,
32 line 17, and inserting:

33 <2. The annual registration fee for trucks,
34 truck tractors, and road tractors registered by the
35 county treasurer, as provided in sections 321.121
36 and 321.122, may be payable in two equal semiannual
37 installments if the annual registration fee exceeds
38 the annual registration fee for a vehicle with a gross
39 weight exceeding five tons. The penalties provided
40 in subsection 1 shall be computed on the amount of
41 the first installment only and on the first day of
42 the seventh month of the registration period the same
43 rate of penalty shall apply to the second installment,
44 until the fee is paid. ~~Semiannual installments do~~
45 ~~not apply to commercial vehicles, as defined under~~
46 ~~section 326.2, subject to proportional registration,~~
47 ~~with a base state other than the state of Iowa, as~~
48 ~~defined in section 326.2, subsection 1. The penalty on~~
49 ~~vehicles registered under chapter 326 accrues August 1~~
50 ~~of each year except as provided in section 326.6. The~~

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1 ~~department shall not allow the annual registration fee~~
2 ~~for a commercial vehicle registered under chapter 326~~
3 ~~to be paid in two equal semiannual installments for~~
4 ~~five years after the registrant has paid the annual~~
5 ~~registration fee late for two consecutive years.>~~
6 6. Page 8, by striking lines 18 and 19.
7 7. Page 8, by striking lines 22 through 32 and
8 inserting:
9 <2. During or after the seventh month of a current
10 registration year, the owner of a motor truck, truck
11 tractor, or road tractor, ~~semitrailer or trailer~~
12 ~~may~~, if the owner's operation has not resulted in a
13 conviction or action pending under this section, may
14 increase the gross weight registration of the vehicle
15 to a higher gross weight ~~classification~~ registration by
16 payment of one-twelfth of the difference between the
17 annual fee for the higher gross weight and the amount
18 of the fee for the gross weight at which ~~it~~ the vehicle
19 is registered, multiplied by the number of unexpired
20 months of the registration year.>
21 8. Page 25, by striking lines 16 through 23
22 and inserting <section 321.134, subsection 2, to
23 eliminate semiannual installment payments for certain
24 registration fees, and the section of this Act amending
25 section 321.106, relating to proration of certain
26 registration fees, shall be implemented on and after>
27 9. Title page, line 1, by striking <the
28 registration of motor trucks, truck>
29 10. Title page, by striking line 2.
30 11. By renumbering as necessary.

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House Amendment To
Senate File 2321

S-5145

1 Amend Senate File 2321, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:

5 <MIDWESTERN HIGHER EDUCATION COMPACT
6 Section 1. 2011 Iowa Acts, chapter 132, section 32,
7 is amended to read as follows:

8 SEC. 32. There is appropriated from the general
9 fund of the state to the department of education for
10 the following fiscal years, the following amounts, or
11 so much thereof as is necessary, to be used for the
12 purposes designated:

13 To be distributed to the midwestern higher education
14 compact to pay Iowa's member state annual obligation:
15 FY 2010-2011..... \$ 39,000
16 FY 2011-2012..... \$ 100,000
17 FY 2012-2013..... \$ ~~50,000~~
18 100,000

19 Notwithstanding section 8.33, moneys appropriated
20 in this section, to the department of education
21 for purposes of paying Iowa's member state annual
22 obligation under the midwestern higher education
23 compact, that remain unencumbered or unobligated at the
24 close of the fiscal year beginning July 1, 2010, and
25 ending June 30, 2011, shall not revert but shall remain
26 available for expenditure for the purpose designated
27 until the close of the succeeding fiscal year.

28 DEPARTMENT FOR THE BLIND
29 Sec. 2. 2011 Iowa Acts, chapter 132, section 97, is
30 amended to read as follows:

31 SEC. 97. ADMINISTRATION. There is appropriated
32 from the general fund of the state to the department
33 for the blind for the fiscal year beginning July 1,
34 2012, and ending June 30, 2013, the following amount,
35 or so much thereof as is necessary, to be used for the
36 purposes designated:

37 1. For salaries, support, maintenance,
38 miscellaneous purposes, and for not more than the
39 following full-time equivalent positions:
40 \$ ~~845,908~~
41 1,691,815
42 FTEs 88.00

43 2. For costs associated with universal access to
44 audio information over the phone on demand for blind
45 and print handicapped Iowans:
46 \$ ~~25,000~~
47 50,000

48 COLLEGE STUDENT AID COMMISSION
49 Sec. 3. 2011 Iowa Acts, chapter 132, section 98, is
50 amended to read as follows:

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1 SEC. 98. There is appropriated from the general
2 fund of the state to the college student aid commission
3 for the fiscal year beginning July 1, 2012, and ending
4 June 30, 2013, the following amounts, or so much
5 thereof as is necessary, to be used for the purposes
6 designated:

7 1. GENERAL ADMINISTRATION
8 For salaries, support, maintenance, miscellaneous
9 purposes, and for not more than the following full-time
10 equivalent positions:

11	\$	116,472
12		232,943
13	FTEs	3.95

14 ~~2. STUDENT AID PROGRAMS~~
15 ~~For payments to students for the Iowa grant program~~
16 ~~established in section 261.93:~~

17	\$	395,589
----------	----	---------

18 3. DES MOINES UNIVERSITY — HEALTH CARE
19 PROFESSIONAL RECRUITMENT PROGRAM
20 For forgivable loans to Iowa students attending Des
21 Moines university — osteopathic medical center under
22 the forgivable loan repayment program for health care
23 professionals established pursuant to section 261.19:

24	\$	162,987
25		325,973

26 4. NATIONAL GUARD EDUCATIONAL ASSISTANCE PROGRAM
27 For purposes of providing national guard educational
28 assistance under the program established in section
29 261.86:

30	\$	1,593,117
31		4,486,233

32 5. TEACHER SHORTAGE LOAN FORGIVENESS PROGRAM
33 For the teacher shortage loan forgiveness program
34 established in section 261.112:

35	\$	196,226
36		392,452

37 6. ALL IOWA OPPORTUNITY FOSTER CARE GRANT PROGRAM
38 For purposes of the all Iowa opportunity foster care
39 grant program established pursuant to section 261.6:

40	\$	277,029
41		554,057

42 7. ALL IOWA OPPORTUNITY SCHOLARSHIP PROGRAM
43 a. For purposes of the all Iowa opportunity
44 scholarship program established pursuant to section
45 261.87:

46	\$	1,120,427
47		2,240,854

48 b. If the moneys appropriated by the general
49 assembly to the college student aid commission for
50 fiscal year 2012-2013 for purposes of the all Iowa

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1 opportunity scholarship program exceed \$500,000,
2 "eligible institution" as defined in section 261.87,
3 shall, during fiscal year 2012-2013, include accredited
4 private institutions as defined in section 261.9,
5 subsection 1.

6 ~~8. REGISTERED NURSE AND NURSE EDUCATOR LOAN~~
7 ~~FORGIVENESS PROGRAM~~

8 ~~a. For purposes of the registered nurse and nurse~~
9 ~~educator loan forgiveness program established pursuant~~
10 ~~to section 261.23:~~

11 \$ 40,426

12 ~~b. It is the intent of the general assembly that~~
13 ~~the commission continue to consider moneys allocated~~
14 ~~pursuant to this subsection as moneys that meet the~~
15 ~~state matching funds requirements of the federal~~
16 ~~leveraging educational assistance program and the~~
17 ~~federal supplemental leveraging educational assistance~~
18 ~~program established under the Higher Education Act of~~
19 ~~1965, as amended.~~

20 ~~9. BARBER AND COSMETOLOGY ARTS AND SCIENCES TUITION~~
21 ~~GRANT PROGRAM~~

22 ~~For purposes of the barber and cosmetology arts and~~
23 ~~sciences tuition grant program established pursuant to~~
24 ~~section 261.18:~~

25 \$ 18,469

26 DEPARTMENT OF EDUCATION

27 Sec. 4. 2011 Iowa Acts, chapter 132, section 102,
28 is amended to read as follows:

29 SEC. 102. There is appropriated from the general
30 fund of the state to the department of education for
31 the fiscal year beginning July 1, 2012, and ending June
32 30, 2013, the following amounts, or so much thereof as
33 is necessary, to be used for the purposes designated:

34 1. GENERAL ADMINISTRATION

35 For salaries, support, maintenance, miscellaneous
36 purposes, and for not more than the following full-time
37 equivalent positions:

38 \$ 2,956,906

39 5,913,812

40 FTEs 81.67

41 2. VOCATIONAL EDUCATION ADMINISTRATION

42 For salaries, support, maintenance, miscellaneous
43 purposes, and for not more than the following full-time
44 equivalent positions:

45 \$ 224,638

46 598,197

47 FTEs 11.50

48 3. VOCATIONAL REHABILITATION SERVICES DIVISION

49 a. For salaries, support, maintenance,
50 miscellaneous purposes, and for not more than the

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1 following full-time equivalent positions:
2 \$ ~~2,481,584~~
3 4,963,168
4 FTEs 255.00
5 b. For matching funds for programs to enable
6 persons with severe physical or mental disabilities to
7 function more independently, including salaries and
8 support, and for not more than the following full-time
9 equivalent position:
10 \$ ~~19,564~~
11 39,128
12 FTEs 1.00
13 c. For the entrepreneurs with disabilities program
14 established pursuant to section 259.4, subsection 9:
15 \$ ~~72,768~~
16 145,535
17 d. For costs associated with centers for
18 independent living:
19 \$ ~~20,147~~
20 40,294
21 4. STATE LIBRARY
22 a. For salaries, support, maintenance,
23 miscellaneous purposes, and for not more than the
24 following full-time equivalent positions:
25 \$ ~~604,810~~
26 1,209,619
27 FTEs 17.00
28 b. For the enrich Iowa program established under
29 section 256.57:
30 \$ ~~837,114~~
31 1,674,227
32 5. LIBRARY SERVICE AREA SYSTEM
33 For ~~state aid~~ salaries, support, maintenance,
34 miscellaneous purposes, and for not more than the
35 following full-time equivalent positions:
36 \$ ~~502,722~~
37 1,005,444
38 FTEs 12.00
39 6. PUBLIC BROADCASTING DIVISION
40 For salaries, support, maintenance, capital
41 expenditures, miscellaneous purposes, and for not more
42 than the following full-time equivalent positions:
43 \$ ~~3,327,011~~
44 4,024,434
45 FTEs 82.00
46 ~~7. REGIONAL TELECOMMUNICATIONS COUNCILS~~
47 ~~For state aid:~~
48 \$ ~~496,457~~
49 ~~The regional telecommunications councils established~~
50 ~~in section 8D.5 shall use the moneys appropriated in~~

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~~1 this subsection to provide technical assistance for~~
~~2 network classrooms, planning and troubleshooting for~~
~~3 local area networks, scheduling of video sites, and~~
~~4 other related support activities.~~
5 8. VOCATIONAL EDUCATION TO SECONDARY SCHOOLS
6 For reimbursement for vocational education
7 expenditures made by secondary schools:
8 \$ 1,315,067
9 2,630,134
10 Moneys appropriated in this subsection shall be used
11 to reimburse school districts for vocational education
12 expenditures made by secondary schools to meet the
13 standards set in sections 256.11, 258.4, and 260C.14.
14 9. SCHOOL FOOD SERVICE
15 For use as state matching funds for federal
16 programs that shall be disbursed according to federal
17 regulations, including salaries, support, maintenance,
18 miscellaneous purposes, and for not more than the
19 following full-time equivalent positions:
20 \$ 1,088,399
21 2,176,797
22 FTEs 20.58
23 10. EARLY CHILDHOOD IOWA FUND — GENERAL AID
24 For deposit in the school ready children grants
25 account of the early childhood Iowa fund created in
26 section 256I.11:
27 \$ 2,693,057
28 5,386,113
29 a. From the moneys deposited in the school ready
30 children grants account for the fiscal year beginning
31 July 1, 2012, and ending June 30, 2013, not more than
32 \$265,950 is allocated for the early childhood Iowa
33 office and other technical assistance activities. The
34 early childhood Iowa state board shall direct staff to
35 work with the early childhood stakeholders alliance
36 created in section 256I.12 to inventory technical
37 assistance needs. Moneys allocated under this lettered
38 paragraph may be used by the early childhood Iowa state
39 board for the purpose of skills development and support
40 for ongoing training of staff. However, except as
41 otherwise provided in this subsection, moneys shall not
42 be used for additional staff or for the reimbursement
43 of staff.
44 b. As a condition of receiving moneys appropriated
45 in this subsection, each early childhood Iowa area
46 board shall report to the early childhood Iowa state
47 board progress on each of the local indicators approved
48 by the area board. Each early childhood Iowa area
49 board must also submit an annual budget for the area's
50 comprehensive school ready children grant developed for

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1 providing services for children from birth through five
2 years of age, and provide other information specified
3 by the early childhood Iowa state board, including
4 budget amendments as needed. The early childhood Iowa
5 state board shall establish a submission deadline for
6 the annual budget and any budget amendments that allow
7 a reasonable period of time for preparation by the
8 early childhood Iowa area boards and for review and
9 approval or request for modification of the materials
10 by the early childhood Iowa state board. In addition,
11 each early childhood Iowa area board must continue to
12 comply with reporting provisions and other requirements
13 adopted by the early childhood Iowa state board in
14 implementing section 256I.9.

15 c. Of the amount appropriated in this subsection
16 for deposit in the school ready children grants account
17 of the early childhood Iowa fund, \$2,318,018 shall
18 be used for efforts to improve the quality of early
19 care, health, and education programs. Moneys allocated
20 pursuant to this paragraph may be used for additional
21 staff and for the reimbursement of staff. The early
22 childhood Iowa state board may reserve a portion of the
23 allocation, not to exceed \$88,650, for the technical
24 assistance expenses of the early childhood Iowa state
25 office, including the reimbursement of staff, and
26 shall distribute the remainder to early childhood Iowa
27 areas for local quality improvement efforts through
28 a methodology identified by the early childhood Iowa
29 state board to make the most productive use of the
30 funding, which may include use of the distribution
31 formula, grants, or other means.

32 d. Of the amount appropriated in this subsection
33 for deposit in the school ready children grants account
34 of the early childhood Iowa fund, \$825,030 shall
35 be used for support of professional development and
36 training activities for persons working in early care,
37 health, and education by the early childhood Iowa
38 state board in collaboration with the professional
39 development component group of the early childhood
40 Iowa stakeholders alliance maintained pursuant to
41 section 256I.12, subsection 7, paragraph "b", and the
42 early childhood Iowa area boards. Expenditures shall
43 be limited to professional development and training
44 activities agreed upon by the parties participating in
45 the collaboration.

46 11. EARLY CHILDHOOD IOWA FUND — PRESCHOOL TUITION
47 ASSISTANCE

48 a. For deposit in the school ready children grants
49 account of the early childhood Iowa fund created in
50 section 256I.11:

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1 \$ ~~2,714,439~~
2 5,428,877
3 b. The amount appropriated in this subsection shall
4 be used for early care, health, and education programs
5 to assist low-income parents with tuition for preschool
6 and other supportive services for children ages three,
7 four, and five who are not attending kindergarten in
8 order to increase the basic family income eligibility
9 requirement to not more than 200 percent of the federal
10 poverty level. In addition, if sufficient funding is
11 available after addressing the needs of those who meet
12 the basic income eligibility requirement, an early
13 childhood Iowa area board may provide for eligibility
14 for those with a family income in excess of the basic
15 income eligibility requirement through use of a sliding
16 scale or other copayment provisions.
17 12. EARLY CHILDHOOD IOWA FUND — FAMILY SUPPORT AND
18 PARENT EDUCATION
19 a. For deposit in the school ready children grants
20 account of the early childhood Iowa fund created in
21 section 256I.11:
22 \$ ~~6,182,217~~
23 12,364,434
24 b. The amount appropriated in this subsection
25 shall be used for family support services and parent
26 education programs targeted to families expecting a
27 child or with newborn and infant children through age
28 five and shall be distributed using the distribution
29 formula approved by the early childhood Iowa state
30 board and shall be used by an early childhood Iowa
31 area board only for family support services and parent
32 education programs targeted to families expecting a
33 child or with newborn and infant children through age
34 five.
35 c. In order to implement the legislative intent
36 stated in sections 135.106 and 256I.9, that priority
37 for home visitation program funding be given to
38 programs using evidence-based or promising models
39 for home visitation, it is the intent of the general
40 assembly to phase-in the funding priority as follows:
41 (1) By July 1, 2013, 25 percent of state
42 funds expended for home visiting programs are for
43 evidence-based or promising program models.
44 (2) By July 1, 2014, 50 percent of state
45 funds expended for home visiting programs are for
46 evidence-based or promising program models.
47 (3) By July 1, 2015, 75 percent of state
48 funds expended for home visiting programs are for
49 evidence-based or promising program models.
50 (4) By July 1, 2016, 90 percent of state

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1 funds expended for home visiting programs are for
2 evidence-based or promising program models. The
3 remaining 10 percent of funds may be used for
4 innovative program models that do not yet meet the
5 definition of evidence-based or promising programs.
6 d. For the purposes of this subsection, unless the
7 context requires:
8 (1) "Evidence-based program" means a program that
9 is based on scientific evidence demonstrating that
10 the program model is effective. An evidence-based
11 program shall be reviewed onsite and compared to
12 program model standards by the model developer or the
13 developer's designee at least every five years to
14 ensure that the program continues to maintain fidelity
15 with the program model. The program model shall have
16 had demonstrated significant and sustained positive
17 outcomes in an evaluation utilizing a well-designed and
18 rigorous randomized controlled research design or a
19 quasi-experimental research design, and the evaluation
20 results shall have been published in a peer-reviewed
21 journal.
22 (2) "Family support programs" includes group-based
23 parent education or home visiting programs that are
24 designed to strengthen protective factors, including
25 parenting skills, increasing parental knowledge of
26 child development, and increasing family functioning
27 and problem solving skills. A family support program
28 may be used as an early intervention strategy to
29 improve birth outcomes, parental knowledge, family
30 economic success, the home learning environment, family
31 and child involvement with others, and coordination
32 with other community resources. A family support
33 program may have a specific focus on preventing child
34 maltreatment or ensuring children are safe, healthy,
35 and ready to succeed in school.
36 (3) "Promising program" means a program that meets
37 all of the following requirements:
38 (a) The program conforms to a clear, consistent
39 family support model that has been in existence for at
40 least three years.
41 (b) The program is grounded in relevant
42 empirically-based knowledge.
43 (c) The program is linked to program-determined
44 outcomes.
45 (d) The program is associated with a national
46 or state organization that either has comprehensive
47 program standards that ensure high-quality service
48 delivery and continuous program quality improvement
49 or the program model has demonstrated through the
50 program's benchmark outcomes that the program has

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1 achieved significant positive outcomes equivalent
2 to those achieved by program models with published
3 significant and sustained results in a peer-reviewed
4 journal.
5 (e) The program has been awarded the Iowa family
6 support credential and has been reviewed onsite
7 at least every five years to ensure the program's
8 adherence to the Iowa family support standards approved
9 by the early childhood Iowa state board created in
10 section 256I.3 or a comparable set of standards. The
11 onsite review is completed by an independent review
12 team that is not associated with the program or the
13 organization administering the program.
14 e. (1) The data reporting requirements adopted
15 by the early childhood Iowa state board pursuant
16 to section 256I.4 for the family support programs
17 targeted to families expecting a child or with newborn
18 and infant children through age five and funded
19 through the board shall require the programs to
20 participate in a state administered internet-based data
21 collection system by July 1, 2013. The data reporting
22 requirements shall be developed in a manner to provide
23 for compatibility with local data collection systems.
24 The state board's annual report submitted each January
25 to the governor and general assembly under section
26 256I.4 shall include family support program outcomes
27 beginning with the January 2015 report.
28 (2) The data on families served that is collected
29 by the family support programs funded through the
30 early childhood Iowa initiative shall include but is
31 not limited to basic demographic information, services
32 received, funding utilized, and program outcomes for
33 the children and families served. The state board
34 shall adopt performance benchmarks for the family
35 support programs and shall revise the Iowa family
36 support credential to incorporate the performance
37 benchmarks on or before January 1, 2014.
38 (3) The state board shall identify minimum
39 competency standards for the employees and supervisors
40 of family support programs funded through the early
41 childhood Iowa initiative. The state board shall
42 submit recommendations concerning the standards to the
43 governor and general assembly on or before January 1,
44 2014.
45 (4) On or before January 1, 2013, the state board
46 shall adopt criminal and child abuse record check
47 requirements for the employees and supervisors of
48 family support programs funded through the early
49 childhood Iowa initiative.
50 (5) The state board shall develop a plan to

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1 implement a coordinated intake and referral process for
2 publicly funded family support programs in order to
3 engage the families expecting a child or with newborn
4 and infant children through age five in all communities
5 in the state by July 1, 2015.
6 13. BIRTH TO AGE THREE SERVICES
7 For expansion of the federal Individuals with
8 Disabilities Education Improvement Act of 2004, Pub.
9 L. No. 108-446, as amended to January 1, 2012, birth
10 through age three services due to increased numbers of
11 children qualifying for those services:
12 \$ 860,700
13 1,721,400
14 From the moneys appropriated in this subsection,
15 \$383,769 shall be allocated to the child health
16 specialty clinic at the state university of Iowa to
17 provide additional support for infants and toddlers
18 who are born prematurely, drug-exposed, or medically
19 fragile.
20 14. TEXTBOOKS OF NONPUBLIC SCHOOL PUPILS
21 To provide moneys for costs of providing textbooks
22 to each resident pupil who attends a nonpublic school
23 as authorized by section 301.1:
24 \$ 280,107
25 560,214
26 Funding under this subsection is limited to \$20 per
27 pupil and shall not exceed the comparable services
28 offered to resident public school pupils.
29 15. CORE CURRICULUM AND CAREER INFORMATION AND
30 DECISION-MAKING SYSTEM
31 For purposes of implementing the statewide core
32 curriculum for school districts and accredited
33 nonpublic schools and a state-designated career
34 information and decision-making system:
35 \$ 500,000
36 1,000,000
37 16. STUDENT ACHIEVEMENT AND TEACHER QUALITY PROGRAM
38 For purposes of the student achievement and teacher
39 quality program established pursuant to chapter
40 284, and for not more than the following full-time
41 equivalent positions:
42 \$ 2,392,500
43 4,785,000
44 FTEs 2.00
45 17. JOBS FOR AMERICA'S GRADUATES
46 For school districts to provide direct services to
47 the most at-risk senior high school students enrolled
48 in school districts through direct intervention by a
49 jobs for America's graduates specialist:
50 \$ 20,000

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1 540,000
2 18. COMMUNITY COLLEGES
3 a. For general state financial aid to merged
4 areas as defined in section 260C.2 in accordance with
5 chapters 258 and 260C:
6 \$ 81,887,324
7 163,774,647
8 ~~The funds appropriated in this subsection shall~~
9 ~~be allocated pursuant to the formula established in~~
10 ~~section 206C.18C.~~
11 Notwithstanding the allocation formula in section
12 260C.18C, the funds appropriated in this subsection
13 shall be allocated as follows:
14 (1) Merged Area I..... \$ 8,178,529
15 (2) Merged Area II..... \$ 8,649,157
16 (3) Merged Area III..... \$ 7,965,651
17 (4) Merged Area IV..... \$ 3,912,374
18 (5) Merged Area V..... \$ 9,005,542
19 (6) Merged Area VI..... \$ 7,619,814
20 (7) Merged Area VII..... \$ 11,384,176
21 (8) Merged Area IX..... \$ 14,176,695
22 (9) Merged Area X..... \$ 25,055,309
23 (10) Merged Area XI..... \$ 25,355,377
24 (11) Merged Area XII..... \$ 9,282,987
25 (12) Merged Area XIII..... \$ 9,596,897
26 (13) Merged Area XIV..... \$ 3,974,533
27 (14) Merged Area XV..... \$ 12,453,604
28 (15) Merged Area XVI..... \$ 7,166,002
29 b. For distribution to community colleges to
30 supplement faculty salaries:
31 \$ 250,000
32 500,000
33 c. For deposit in the workforce training and
34 economic development funds created pursuant to section
35 260C.18A:
36 \$ 2,500,000
37 5,000,000
38 d. Notwithstanding section 260C.14, subsection 2,
39 or any other provision of law to the contrary, the
40 board of directors of a community college shall not
41 implement an increase in tuition for the 2012-2013
42 fiscal year.
43 STATE BOARD OF REGENTS
44 Sec. 5. 2011 Iowa Acts, chapter 132, section 103,
45 is amended to read as follows:
46 SEC. 103. There is appropriated from the general
47 fund of the state to the state board of regents for the
48 fiscal year beginning July 1, 2012, and ending June 30,
49 2013, the following amounts, or so much thereof as is
50 necessary, to be used for the purposes designated:

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1 1. OFFICE OF STATE BOARD OF REGENTS
2 a. For salaries, support, maintenance,
3 miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:
5 \$ 532,503
6 1,065,005
7 FTEs 15.00
8 The state board of regents shall submit a monthly
9 financial report in a format agreed upon by the state
10 board of regents office and the legislative services
11 agency.
12 Notwithstanding section 262.9, subsection 19, or any
13 other provision of law to the contrary, neither the
14 board nor any of the institutions of higher education
15 governed by the board shall implement an increase in
16 tuition at any institution of higher education the
17 board governs for the 2012-2013 fiscal year.
18 b. For moneys to be allocated to the southwest Iowa
19 graduate studies center:
20 \$ 43,736
21 87,471
22 c. For moneys to be allocated to the siouxland
23 interstate metropolitan planning council for the
24 tristate graduate center under section 262.9,
25 subsection 22:
26 \$ 33,301
27 66,601
28 d. For moneys to be allocated to the quad-cities
29 graduate studies center:
30 \$ 64,888
31 129,776
32 e. For moneys to be distributed to Iowa public
33 radio for public radio operations:
34 \$ 195,784
35 391,568
36 2. STATE UNIVERSITY OF IOWA
37 a. General university, including lakeside
38 laboratory
39 For salaries, support, maintenance, equipment,
40 miscellaneous purposes, and for not more than the
41 following full-time equivalent positions:
42 \$104,868,656
43 191,737,311
44 FTEs 5,058.55
45 b. Oakdale campus
46 For salaries, support, maintenance, miscellaneous
47 purposes, and for not more than the following full-time
48 equivalent positions:
49 \$ 1,093,279
50 2,186,558

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1 FTEs 38.25
2 c. State hygienic laboratory
3 For salaries, support, maintenance, miscellaneous
4 purposes, and for not more than the following full-time
5 equivalent positions:
6 \$ 1,768,358
7 3,536,716
8 FTEs 102.50
9 d. Family practice program
10 For allocation by the dean of the college of
11 medicine, with approval of the advisory board, to
12 qualified participants to carry out the provisions
13 of chapter 148D for the family practice program,
14 including salaries and support, and for not more than
15 the following full-time equivalent positions:
16 \$ 894,133
17 1,788,265
18 FTEs 190.40
19 e. Child health care services
20 For specialized child health care services,
21 including childhood cancer diagnostic and treatment
22 network programs, rural comprehensive care for
23 hemophilia patients, and the Iowa high-risk infant
24 follow-up program, including salaries and support, and
25 for not more than the following full-time equivalent
26 positions:
27 \$ 329,728
28 659,456
29 FTEs 57.97
30 f. Statewide cancer registry
31 For the statewide cancer registry, and for not more
32 than the following full-time equivalent positions:
33 \$ 74,526
34 149,051
35 FTEs 2.10
36 g. Substance abuse consortium
37 For moneys to be allocated to the Iowa consortium
38 for substance abuse research and evaluation, and
39 for not more than the following full-time equivalent
40 position:
41 \$ 27,765
42 55,529
43 FTEs 1.00
44 h. Center for biocatalysis
45 For the center for biocatalysis, and for not more
46 than the following full-time equivalent positions:
47 \$ 361,864
48 723,727
49 FTEs 6.28
50 i. Primary health care initiative

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1 For the primary health care initiative in the
2 college of medicine, and for not more than the
3 following full-time equivalent positions:
4 \$ 324,465
5 648,930
6 FTEs 5.89
7 From the moneys appropriated in this lettered
8 paragraph, \$254,889 shall be allocated to the
9 department of family practice at the state university
10 of Iowa college of medicine for family practice faculty
11 and support staff.
12 j. Birth defects registry
13 For the birth defects registry, and for not more
14 than the following full-time equivalent position:
15 \$ 19,144
16 38,288
17 FTEs 1.00
18 k. Larned A. Waterman Iowa nonprofit resource
19 center
20 For the Larned A. Waterman Iowa nonprofit resource
21 center, and for not more than the following full-time
22 equivalent positions:
23 \$ 81,270
24 162,539
25 FTEs 2.75
26 l. Iowa online advanced placement academy science,
27 technology, engineering, and mathematics initiative
28 For the Iowa online advanced placement academy
29 science, technology, engineering, and mathematics
30 initiative:
31 \$ 240,925
32 481,849
33 3. IOWA STATE UNIVERSITY OF SCIENCE AND TECHNOLOGY
34 a. General university
35 For salaries, support, maintenance, equipment,
36 miscellaneous purposes, and for not more than the
37 following full-time equivalent positions:
38 \$ 82,172,599
39 154,245,198
40 FTEs 3,647.42
41 b. Agricultural experiment station
42 For the agricultural experiment station salaries,
43 support, maintenance, miscellaneous purposes, and
44 for not more than the following full-time equivalent
45 positions:
46 \$ 14,055,939
47 28,111,877
48 FTEs 546.98
49 c. Cooperative extension service in agriculture and
50 home economics

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1 For the cooperative extension service in agriculture
2 and home economics salaries, support, maintenance,
3 miscellaneous purposes, and for not more than the
4 following full-time equivalent positions:
5 \$ ~~8,968,361~~
6 17,936,722
7 FTEs 383.34
8 d. Leopold center
9 For agricultural research grants at Iowa state
10 university of science and technology under section
11 266.39B, and for not more than the following full-time
12 equivalent positions:
13 \$ ~~198,709~~
14 397,417
15 FTEs 11.25
16 e. Livestock disease research
17 For deposit in and the use of the livestock disease
18 research fund under section 267.8:
19 \$ ~~86,423~~
20 172,845
21 4. UNIVERSITY OF NORTHERN IOWA
22 a. General university
23 For salaries, support, maintenance, equipment,
24 miscellaneous purposes, and for not more than the
25 following full-time equivalent positions:
26 \$ ~~37,367,293~~
27 71,734,586
28 FTEs 1,447.50
29 b. Recycling and reuse center
30 For purposes of the recycling and reuse center, and
31 for not more than the following full-time equivalent
32 positions:
33 \$ ~~87,628~~
34 175,256
35 FTEs 3.00
36 c. Science, technology, engineering, and
37 mathematics (STEM) collaborative initiative
38 For purposes of establishing a science, technology,
39 engineering, and mathematics (STEM) collaborative
40 initiative, and for not more than the following
41 full-time equivalent positions:
42 \$ ~~867,328~~
43 1,734,656
44 FTEs 6.20
45 (1) From the moneys appropriated in this lettered
46 paragraph, up to \$282,000 shall be allocated for
47 salaries, staffing, and institutional support. The
48 remainder of the moneys appropriated in this lettered
49 paragraph shall be expended only to support activities
50 directly related to recruitment of kindergarten

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1 through grade 12 mathematics and science teachers and
2 for ongoing mathematics and science programming for
3 students enrolled in kindergarten through grade 12.
4 (2) The university of northern Iowa shall work with
5 the community colleges to develop STEM professional
6 development programs for community college instructors
7 and STEM curriculum development.
8 d. Real estate education program
9 For purposes of the real estate education program,
10 and for not more than the following full-time
11 equivalent position:
12 \$ ~~62,651~~
13 125,302
14 FTEs 1.00
15 5. STATE SCHOOL FOR THE DEAF
16 For salaries, support, maintenance, miscellaneous
17 purposes, and for not more than the following full-time
18 equivalent positions:
19 \$ ~~4,339,982~~
20 8,679,964
21 FTEs 126.60
22 6. IOWA BRAILLE AND SIGHT SAVING SCHOOL
23 For salaries, support, maintenance, miscellaneous
24 purposes, and for not more than the following full-time
25 equivalent positions:
26 \$ ~~1,809,466~~
27 3,618,931
28 FTEs 62.87
29 7. TUITION AND TRANSPORTATION COSTS
30 For payment to local school boards for the tuition
31 and transportation costs of students residing in the
32 Iowa braille and sight saving school and the state
33 school for the deaf pursuant to section 262.43 and
34 for payment of certain clothing, prescription, and
35 transportation costs for students at these schools
36 pursuant to section 270.5:
37 \$ ~~5,882~~
38 11,763
39 8. LICENSED CLASSROOM TEACHERS
40 For distribution at the Iowa braille and sight
41 saving school and the Iowa school for the deaf based
42 upon the average yearly enrollment at each school as
43 determined by the state board of regents:
44 \$ ~~41,025~~
45 82,049
46 Sec. 6. Section 256.86, Code 2011, is amended to
47 read as follows:
48 **256.86 Competition with private sector.**
49 1. It is the intent of the general assembly that
50 the division shall not compete with the private sector

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1 by actively seeking revenue from its operations except
2 as provided in this chapter.

3 2. a. The division may receive revenue for
4 providing services, products, and usage of facilities
5 and equipment if one or more of the following
6 conditions are met:

7 (1) The service, product, or usage is not
8 reasonably available in the private sector.

9 (2) The division can provide the service, product,
10 or usage at a time, price, location, or terms that are
11 not reasonably available through the private sector.

12 (3) The service, product, or usage is deemed by
13 the division to be related to public service or the
14 educational mission of the division.

15 b. The division may charge reasonable fees for
16 providing services, products, and usage of facilities
17 and equipment in accordance with paragraph "a",
18 including but not limited to a reasonable equipment and
19 facilities usage fee.

20 c. Fees charged in accordance with this subsection
21 shall be deposited in the capital equipment replacement
22 revolving fund created pursuant to section 256.87.

23 3. It is not the intent of the general assembly to
24 prohibit the receipt of charitable contributions as
25 defined by section 170 of the Internal Revenue Code.

26 4. The board, the governor, or the administrator
27 may apply for and accept federal or nonfederal gifts,
28 loans, or grants of funds and may use the funds for
29 projects under this chapter.

30 Sec. 7. Section 256.87, Code 2011, is amended to
31 read as follows:

32 256.87 Costs and fees — capital equipment
33 replacement revolving fund.

34 1. The board may provide noncommercial production
35 or reproduction services for other public agencies,
36 nonprofit corporations or associations organized
37 under state law, or other nonprofit organizations,
38 and may collect the costs of providing the services
39 from the public agency, corporation, association, or
40 organization, plus a separate equipment usage fee in
41 an amount determined by the board and based upon the
42 equipment used. The costs shall be deposited to the
43 credit of the board. The separate equipment usage fee
44 shall be deposited in the capital equipment replacement
45 revolving fund.

46 2. The board may establish a capital equipment
47 replacement revolving fund into which shall be
48 deposited equipment usage fees collected under
49 subsection 1 and funds from other sources designated
50 for deposit in the A capital equipment replacement

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1 revolving fund is created in the state treasury. The
2 revolving fund shall be administered by the board and
3 shall consist of moneys collected by the division as
4 fees and any other moneys obtained or accepted by the
5 division for deposit in the revolving fund.
6 2. The board may expend moneys from the capital
7 equipment replacement revolving fund to update
8 facilities and purchase technical equipment for
9 ~~operating the educational radio and television facility~~
10 ~~its operations.~~
11 3. Notwithstanding section 12C.7, subsection
12 2, interest or earnings on moneys in the revolving
13 fund shall be credited to the revolving fund.
14 Notwithstanding section 8.33, moneys in the revolving
15 fund that remain unencumbered or unobligated at the
16 close of the fiscal year shall not revert to any other
17 fund but shall remain available in the revolving fund
18 for the purposes designated.
19 Sec. 8. Section 261.19, subsection 3, Code
20 Supplement 2011, is amended to read as follows:
21 3. A health care professional recruitment revolving
22 fund is created in the state treasury as a separate
23 fund under the control of the commission for deposit of
24 moneys appropriated to or received by the commission
25 for use under the program. The commission shall
26 deposit payments made by health care professional
27 recruitment program recipients and the proceeds from
28 the sale of osteopathic loans awarded pursuant to
29 section 261.19, subsection 2, paragraph "b", Code 2011,
30 into the health care professional recruitment revolving
31 fund. Moneys credited to the fund shall be used to
32 supplement moneys appropriated for the health care
33 professional recruitment program, for loan repayment
34 in accordance with this section, and to pay for loan
35 or interest repayment defaults by program recipients.
36 Notwithstanding section 8.33, any balance in the fund
37 on June 30 of any fiscal year shall not revert to the
38 general fund of the state but shall remain in the fund
39 and be continuously available for loan forgiveness
40 under the program. Notwithstanding section 12C.7,
41 subsection 2, interest or earnings on moneys deposited
42 in the fund shall be credited to the fund.
43 Sec. 9. Section 261.25, subsection 2, Code
44 Supplement 2011, is amended to read as follows:
45 2. There is appropriated from the general fund of
46 the state to the commission for each fiscal year the
47 sum of ~~four~~ two million dollars for tuition grants
48 for students attending for-profit accredited private
49 institutions located in Iowa. A for-profit institution
50 which, effective March 9, 2005, or effective January

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1 8, 2010, purchased an accredited private institution
2 that was exempt from taxation under section 501(c)
3 of the Internal Revenue Code, shall be an eligible
4 institution under the tuition grant program. For
5 purposes of the tuition grant program, "*for-profit*
6 *accredited private institution*" means an accredited
7 private institution which is not exempt from taxation
8 under section 501(c)(3) of the Internal Revenue Code
9 but which otherwise meets the requirements of section
10 261.9, subsection 1, paragraph "b", and whose students
11 were eligible to receive tuition grants in the fiscal
12 year beginning July 1, 2003.

13 Sec. 10. Section 284.13, subsection 1, paragraphs a
14 through d, Code Supplement 2011, are amended to read
15 as follows:

16 a. For the fiscal year beginning July 1, ~~2011~~ 2012,
17 and ending June 30, ~~2012~~ 2013, to the department of
18 education, the amount of ~~six~~ five hundred eighty-five
19 thousand dollars for the issuance of national board
20 certification awards in accordance with section 256.44.
21 Of the amount allocated under this paragraph, not
22 less than eighty-five thousand dollars shall be used
23 to administer the ambassador to education position in
24 accordance with section 256.45.

25 b. For the fiscal year beginning July 1, ~~2011~~
26 2012, and ending June 30, ~~2012~~ 2013, an amount up to
27 two million ~~three four hundred ninety-five sixty-three~~
28 thousand ~~one five hundred fifty-seven ninety~~ dollars
29 for first-year and second-year beginning teachers, to
30 the department of education for distribution to school
31 districts and area education agencies for purposes
32 of the beginning teacher mentoring and induction
33 programs. A school district or area education agency
34 shall receive one thousand three hundred dollars per
35 beginning teacher participating in the program. If the
36 funds appropriated for the program are insufficient
37 to pay mentors, school districts, and area education
38 agencies as provided in this paragraph, the department
39 shall prorate the amount distributed to school
40 districts and area education agencies based upon the
41 amount appropriated. Moneys received by a school
42 district or area education agency pursuant to this
43 paragraph shall be expended to provide each mentor with
44 an award of five hundred dollars per semester, at a
45 minimum, for participation in the school district's or
46 area education agency's beginning teacher mentoring
47 and induction program; to implement the plan; and to
48 pay any applicable costs of the employer's share of
49 contributions to federal social security and the Iowa
50 public employees' retirement system or a pension and

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1 annuity retirement system established under chapter
2 294, for such amounts paid by the district or area
3 education agency.
4 c. For the fiscal year beginning July 1, 2011
5 2012, and ending June 30, 2012 2013, up to six hundred
6 thousand dollars to the department for purposes of
7 implementing the professional development program
8 requirements of section 284.6, assistance in developing
9 model evidence for teacher quality committees
10 established pursuant to section 284.4, subsection 1,
11 paragraph "c", and the evaluator training program in
12 section 284.10. A portion of the funds allocated to
13 the department for purposes of this paragraph may be
14 used by the department for administrative purposes and
15 for not more than four full-time equivalent positions.
16 d. For the fiscal year beginning July 1, 2011
17 2012, and ending June 30, 2012 2013, an amount up to
18 one million one hundred ~~four~~ thirty-six thousand ~~eight~~
19 ~~four hundred forty-three~~ ten dollars to the department
20 for the establishment of teacher development academies
21 in accordance with section 284.6, subsection 10. A
22 portion of the funds allocated to the department
23 for purposes of this paragraph may be used for
24 administrative purposes.
25 Sec. 11. 2011 Iowa Acts, chapter 132, section 99,
26 is repealed.
27 Sec. 12. REPEAL. Sections 261.92, 261.93, 261.93A,
28 261.94, 261.95, 261.96, and 261.97, Code and Code
29 Supplement 2011, are repealed.>
30 2. Title page, lines 4 and 5, by striking <regents,
31 and providing effective date provisions> and inserting
32 <regents>



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House File 561

S-5146

- 1 Amend House File 561, as amended, passed, and
2 reprinted by the House, as follows:
3 1. Page 11, line 22, by striking <subsection> and
4 inserting <subsections>
5 2. Page 12, after line 1 by inserting:
6 <NEW SUBSECTION. 5. In the case of an application
7 to construct a nuclear generation facility, the
8 applicant has established a disaster compensation fund
9 in compliance with requirements determined by the
10 board by rule to compensate utility customers and other
11 individuals or entities for property damage resulting
12 from any accidental or intentional release of hazardous
13 or radioactive materials from the facility.>
14 3. By renumbering as necessary.

JOE BOLKCOM



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Senate File 2286

S-5147

1 Amend Senate File 2286 as follows:

2 1. By striking everything after the enacting clause
3 and inserting:

4 <Section 1. **NEW SECTION. 476D.1 Definitions.**

5 As used in this chapter, unless the context
6 otherwise requires:

7 1. "*Board*" means the utilities board within the
8 utilities division of the department of commerce.

9 2. "*Dairy producer*" means any person or entity that
10 owns or operates a dairy farm or that owns cows that do
11 or are intended to produce milk.

12 3. "*Utility*" means a public utility as defined in
13 section 476.1 or, for purposes of this chapter, any
14 other person owning or operating more than one thousand
15 five hundred miles of transmission lines and associated
16 facilities in this state.

17 Sec. 2. **NEW SECTION. 476D.2 Utility inspections —**
18 **stray current or voltage.**

19 1. A dairy producer in this state that claims that
20 its dairy cows are being affected by stray current
21 or voltage shall provide written notice to a utility
22 providing electric service to the dairy producer and
23 may provide written notice to the board. The notice
24 shall include a nonbinding statement as to why the
25 dairy producer claims its dairy cows are being affected
26 by electrical energy attributable to the utility.

27 2. *a.* Within fourteen business days after receipt
28 of a notice alleging stray current or voltage by a
29 utility pursuant to subsection 1, the utility shall
30 take or arrange for the taking of measurements to
31 identify the existence and magnitude of the stray
32 current or voltage, if any. A dairy producer providing
33 notice of the claim shall permit entry onto the dairy
34 farm at dates and times mutually agreed upon by the
35 dairy producer and the utility. The utility shall
36 perform no other service or inspection on the dairy
37 farm beyond taking measurements of stray current
38 or voltage, except the utility may advise the dairy
39 producer as to recommended on-farm remedial action
40 and may perform such on-farm remedial action with the
41 permission of the dairy producer. The utility or
42 its representative shall abide by the dairy farm's
43 biosecurity protocols or, if none, generally accepted
44 biosecurity protocols in the industry, prior to entry
45 onto the dairy farm. The utility shall be provided
46 advance notice of any biosecurity protocols adopted by
47 the dairy producer.

48 *b.* A dairy producer may include with the notice
49 provided pursuant to subsection 1, or in a subsequent
50 notice, a written request for the board to take or

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1 arrange for the taking of separate and independent
2 measurements to identify the existence and magnitude
3 of stray current or voltage, if any. Such a request
4 may also be made by the utility. Measurements by the
5 board shall be taken by a representative of the board
6 directly, or by a neutral third-party expert selected
7 by the board for such purposes. A dairy producer
8 providing notice of the claim shall permit entry onto
9 the dairy farm at dates and times mutually agreed upon
10 by the dairy producer and the board, a representative
11 of the board directly, or by a neutral third-party
12 expert selected by the board for such purposes. The
13 board or a selected third-party expert shall perform
14 no other service or inspection on the dairy farm
15 beyond taking measurements of stray current or voltage,
16 except the board or third-party expert may advise the
17 dairy producer as to recommended on-farm remedial
18 action. The board or the third-party expert shall
19 abide by the dairy farm's biosecurity protocols or,
20 if none, by generally accepted biosecurity protocols
21 in the industry, prior to entry onto the dairy farm.
22 The board shall be provided advance notice of any
23 biosecurity protocols adopted by the dairy producer.
24 The board shall subsequently prepare or cause to be
25 prepared a determination of source document which shall
26 be made available to both the dairy producer and the
27 utility.

28 Sec. 3. **NEW SECTION. 476D.3 Rules.**

29 The board shall by rule establish procedures and
30 protocols to be used for the measurement of stray
31 current or voltage. The board shall review the rules
32 from time to time, or upon petition to the board, to
33 ensure that the procedures and protocols continue to
34 be scientifically and technologically accurate and a
35 reliable means of detecting stray current or voltage.>

STEVEN SODDERS

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House Amendment To
Senate File 2316

S-5148

1 Amend Senate File 2316, as amended, passed, and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting clause
4 and inserting:
5
6 <DIVISION I
7 REBUILD IOWA INFRASTRUCTURE FUND
8 Section 1. There is appropriated from the rebuild
9 Iowa infrastructure fund to the following departments
10 and agencies for the following fiscal years the
11 following amounts, or so much thereof as is necessary,
12 to be used for the purposes designated:
13 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
14 a. For projects related to major repairs and major
15 maintenance for state buildings and facilities:
16 FY 2012-2013..... \$ 20,000,000
17 FY 2013-2014..... \$ 20,000,000
18 b. For renovations and related improvements to a
19 cottage at the Iowa juvenile home at Toledo:
20 FY 2012-2013..... \$ 500,000
21 2. DEPARTMENT OF CORRECTIONS:
22 For repairs and renovation of the hot water loop
23 system at the Newton correctional facility:
24 FY 2012-2013..... \$ 425,000
25 3. DEPARTMENT OF CULTURAL AFFAIRS
26 a. For exterior and interior repairs and related
27 improvements to the state historical building,
28 including the addition of a visitor center:
29 FY 2012-2013..... \$ 2,000,000
30 b. For deposit into the Iowa great places program
31 fund created in section 303.3D for Iowa great places
32 program projects that meet the definition of the term
33 "vertical infrastructure" in section 8.57, subsection
34 6, paragraph "c":
35 FY 2012-2013..... \$ 1,000,000
36 4. DEPARTMENT OF EDUCATION
37 a. For accelerated career education program capital
38 projects at community colleges that are authorized
39 under chapter 260G and that meet the definition of
40 the term "vertical infrastructure" in section 8.57,
41 subsection 6, paragraph "c":
42 FY 2012-2013..... \$ 5,000,000
43 b. For maintenance and lease costs associated with
44 connections for part III of the Iowa communications
45 network, notwithstanding section 8.57, subsection 6,
46 paragraph "c":
47 FY 2012-2013..... \$ 2,727,000
48 5. DEPARTMENT OF HUMAN SERVICES
49 For the renovation and construction of certain
50 nursing facilities, consistent with the provisions of
chapter 249K:

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1 FY 2012-2013..... \$ 250,000
2 6. IOWA TELECOMMUNICATIONS AND TECHNOLOGY
3 COMMISSION
4 For replacement of equipment for the Iowa
5 communications network, notwithstanding section 8.57,
6 subsection 6, paragraph "c":
7 FY 2012-2013..... \$ 2,248,653
8 The commission may continue to enter into contracts
9 pursuant to section 8D.13 for the replacement of
10 equipment and for operations and maintenance costs of
11 the network.
12 In addition to moneys appropriated in this
13 subsection, the commission may use a financing
14 agreement entered into by the treasurer of state in
15 accordance with section 12.28 for the replacement
16 of equipment for the network. For purposes of this
17 subsection, the treasurer of state is not subject to
18 the maximum principal limitation contained in section
19 12.28, subsection 6. Repayment of any amounts financed
20 shall be made from receipts associated with fees
21 charged for use of the network.
22 7. DEPARTMENT OF NATURAL RESOURCES
23 For implementation of lake projects that have
24 established watershed improvement initiatives
25 and community support in accordance with the
26 department's annual lake restoration plan and report,
27 notwithstanding section 8.57, subsection 6, paragraph
28 "c":
29 FY 2012-2013..... \$ 5,459,000
30 8. DEPARTMENT OF PUBLIC DEFENSE
31 a. For major maintenance projects at national guard
32 armories and facilities:
33 FY 2012-2013..... \$ 2,000,000
34 b. For construction improvement projects at
35 statewide readiness centers:
36 FY 2012-2013..... \$ 2,050,000
37 c. For construction upgrades at Camp Dodge
38 including sanitary system and sewer system
39 improvements:
40 FY 2012-2013..... \$ 610,000
41 d. For renovation, repair, and related improvements
42 at the joint forces headquarters building:
43 FY 2012-2013..... \$ 500,000
44 9. BOARD OF REGENTS
45 For allocation by the state board of regents to the
46 state university of Iowa, Iowa state university of
47 science and technology, and the university of northern
48 Iowa to reimburse the institutions for deficiencies
49 in the operating funds resulting from the pledging of
50 tuition, student fees and charges, and institutional

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1 income to finance the cost of providing academic and
2 administrative buildings and facilities and utility
3 services at the institutions:
4 FY 2012-2013..... \$ 25,130,412
5 10. DEPARTMENT OF TRANSPORTATION
6 a. For acquiring, constructing, and improving
7 recreational trails within the state:
8 FY 2012-2013..... \$ 3,000,000
9 b. For deposit into the public transit
10 infrastructure grant fund created in section 324A.6A,
11 for projects that meet the definition of "vertical
12 infrastructure" in section 8.57, subsection 6,
13 paragraph "c":
14 FY 2012-2013..... \$ 1,500,000
15 c. For infrastructure improvements at the
16 commercial service airports within the state:
17 FY 2012-2013..... \$ 1,500,000
18 d. For infrastructure improvements at general
19 aviation airports within the state:
20 FY 2012-2013..... \$ 750,000
21 e. For deposit into the railroad revolving loan and
22 grant fund created in section 327H.20A, notwithstanding
23 section 8.57, subsection 6, paragraph "c":
24 FY 2012-2013..... \$ 1,500,000
25 11. DEPARTMENT OF VETERANS AFFAIRS
26 For a boiler replacement and related improvements
27 at the Iowa veterans home:
28 FY 2012-2013..... \$ 975,919
29 12. STATE FAIR AUTHORITY
30 For renovations and improvements including but not
31 limited to the cultural center at the state fair:
32 FY 2012-2013..... \$ 500,000
33 13. TREASURER OF STATE
34 For distribution in accordance with chapter 174 to
35 qualified fairs which belong to the association of Iowa
36 fairs for county fair infrastructure improvements:
37 FY 2012-2013..... \$ 1,060,000
38 Sec. 2. REVERSION. For purposes of section 8.33,
39 unless specifically provided otherwise, unencumbered
40 or unobligated moneys made from an appropriation in
41 this division of this Act shall not revert but shall
42 remain available for expenditure for the purposes
43 designated until the close of the fiscal year that ends
44 three years after the end of the fiscal year for which
45 the appropriation is made. However, if the project
46 or projects for which such appropriation was made are
47 completed in an earlier fiscal year, unencumbered or
48 unobligated moneys shall revert at the close of that
49 same fiscal year.
50 DIVISION II

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1 TECHNOLOGY REINVESTMENT FUND
2 Sec. 3. There is appropriated from the technology
3 reinvestment fund created in section 8.57C to the
4 following entities for the fiscal year beginning July
5 1, 2012, and ending June 30, 2013, the following
6 amounts, or so much thereof as is necessary, to be used
7 for the purposes designated:
8 1. DEPARTMENT OF ADMINISTRATIVE SERVICES
9 For technology improvement projects:
10 \$ 1,000,000
11 2. DEPARTMENT OF CORRECTIONS
12 a. For costs associated with the Iowa corrections
13 offender network data system:
14 \$ 500,000
15 b. For the provision of land mobile radio
16 communications equipment purchased by the department of
17 corrections with the goal of achieving compliance with
18 the federal communications commission's narrowbanding
19 mandate deadline, and for achieving interoperability as
20 defined in section 80.28:
21 \$ 3,500,000
22 If the department of public safety enters into a
23 public-private partnership, through a competitive
24 bidding process, for the provision of the statewide
25 network and the purchase of compatible equipment, the
26 department of corrections shall join that effort.
27 As a condition of this appropriation, all land
28 mobile radio communications equipment purchased by
29 the department of corrections shall be compliant with
30 the federal communications commission's narrowbanding
31 mandate and shall provide the maximum amount of
32 statewide coverage and interoperability, throughout
33 all phases of migration, to the department of public
34 safety's future statewide digital radio network
35 utilizing P-25 standards.
36 3. DEPARTMENT OF EDUCATION
37 a. For the continued development and implementation
38 of an educational data warehouse that will be utilized
39 by teachers, parents, school district administrators,
40 area education agency staff, department of education
41 staff, and policymakers:
42 \$ 600,000
43 The department may use a portion of the moneys
44 appropriated in this lettered paragraph for an
45 e-transcript data system capable of tracking students
46 throughout their education via interconnectivity with
47 multiple schools.
48 b. To the public broadcasting division for the
49 purchase of eight high-powered transmitting tubes:
50 \$ 320,000

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1 4. DEPARTMENT OF HUMAN RIGHTS
2 For the cost of equipment and computer software for
3 the continued development and implementation of Iowa's
4 criminal justice information system:
5 \$ 1,742,397
6 5. DEPARTMENT OF MANAGEMENT
7 a. For the continued development and implementation
8 of a searchable database that can be placed on the
9 internet for budget and financial information:
10 \$ 45,000
11 b. For completion of the comprehensive electronic
12 grant management system:
13 \$ 125,000
14 6. IOWA JUDICIAL BRANCH
15 For costs associated with the continued development
16 and implementation of the electronic document
17 management system:
18 \$ 4,000,000
19 Sec. 4. REVERSION. For purposes of section 8.33,
20 unless specifically provided otherwise, unencumbered
21 or unobligated moneys made from an appropriation in
22 this division of this Act shall not revert but shall
23 remain available for expenditure for the purposes
24 designated until the close of the fiscal year that ends
25 three years after the end of the fiscal year for which
26 the appropriation was made. However, if the project
27 or projects for which such appropriation was made are
28 completed in an earlier fiscal year, unencumbered or
29 unobligated moneys shall revert at the close of that
30 same fiscal year.
31 DIVISION III
32 CHILDREN'S HEALTH INSURANCE PROGRAM — TECHNOLOGY
33 REINVESTMENT FUND
34 Sec. 5. CHILDREN'S HEALTH INSURANCE PROGRAM —
35 TECHNOLOGY REINVESTMENT FUND. Moneys received from
36 the federal government through the child enrollment
37 contingency fund established pursuant to section 103
38 of the federal Children's Health Insurance Program
39 Reauthorization Act of 2009, Pub. L. No. 111-3, are
40 appropriated to the technology reinvestment fund
41 created in section 8.57C for the following fiscal
42 years, to be used, in addition to any other amounts
43 appropriated to the technology reinvestment fund, for
44 the purposes of section 8.57C, subsection 2:
45 FY 2012-2013..... \$ 14,000,000
46 FY 2013-2014..... \$ 6,000,000
47 The moneys appropriated pursuant to this section
48 shall not be used for any appropriations that receive
49 federal funding. Notwithstanding section 8.33 the
50 moneys appropriated in this section shall not revert to

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1 the fund from which appropriated.
2 DIVISION IV
3 DEPARTMENT OF TRANSPORTATION — RADIOS
4 Sec. 6. DEPARTMENT OF TRANSPORTATION —
5 RADIOS. All land mobile radio communications equipment
6 purchased by the department of transportation shall be
7 compliant with the federal communications commission's
8 narrowbanding mandate and shall provide the maximum
9 amount of statewide coverage and interoperability,
10 throughout all phases of migration, to the department
11 of public safety's future statewide digital radio
12 network utilizing P-25 standards.
13 Sec. 7. EFFECTIVE UPON ENACTMENT. This division of
14 this Act, being deemed of immediate importance, takes
15 effect upon enactment.
16 Sec. 8. RETROACTIVE APPLICABILITY. This division
17 of this Act applies retroactively to July 1, 2011.
18 DIVISION V
19 ENDOWMENT FOR IOWA'S HEALTH RESTRICTED CAPITALS FUND
20 ACCOUNT — APPROPRIATION
21 Sec. 9. ENDOWMENT FOR IOWA'S HEALTH RESTRICTED
22 CAPITALS FUND ACCOUNT. There is appropriated from
23 the endowment for Iowa's health restricted capitals
24 fund account to the department of education for the
25 fiscal year beginning July 1, 2012, and ending June 30,
26 2013, the following amount, or so much thereof as is
27 necessary, to be used for the purpose designated:
28 For major renovation and major repair needs,
29 including health, life, and fire safety needs and for
30 compliance with the federal Americans with Disabilities
31 Act, for state buildings and facilities under the
32 purview of the community colleges:
33 \$ 2,000,000
34 Sec. 10. REVERSION. For purposes of section 8.33,
35 unless specifically provided otherwise, unencumbered
36 or unobligated moneys made from an appropriation in
37 this division of this Act shall not revert but shall
38 remain available for expenditure for the purposes
39 designated until the close of the fiscal year that ends
40 one year after the end of the fiscal year for which
41 the appropriation is made. However, if the project
42 or projects for which such appropriation was made are
43 completed in an earlier fiscal year, unencumbered or
44 unobligated moneys shall revert at the close of that
45 same fiscal year.
46 DIVISION VI
47 CHANGES TO PRIOR APPROPRIATIONS
48 Sec. 11. 2009 Iowa Acts, chapter 170, section
49 25, subsection 1, paragraph d, is amended to read as
50 follows:

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1 d. DEPARTMENT OF PUBLIC SAFETY
2 For construction of a state emergency response
3 training facility to be located in merged area XI:
4 \$ 2,000,000
5 0
6 Sec. 12. 2011 Iowa Acts, chapter 128, section 19,
7 subsection 2, is amended to read as follows:
8 2. a. The mobile radios purchased by the
9 department of natural resources pursuant to subsection
10 1 shall be compatible with a statewide public safety
11 radio network, ~~if created in legislation enacted by~~
12 ~~the 2011 regular session of the General Assembly,~~
13 ~~which may include provisions in 2011 Iowa Acts,~~
14 ~~Senate File 541, if enacted~~ 2011 Iowa Acts, ch. 133,
15 section 3, subsection 8, paragraph a. The department
16 shall purchase the mobile radios after conducting a
17 competitive bidding process.
18 b. As a condition of this appropriation, all land
19 mobile radio communications equipment purchased by the
20 department of natural resources shall be compliant with
21 the federal communications commission's narrowbanding
22 mandate and shall provide the maximum amount of
23 statewide coverage and interoperability, throughout
24 all phases of migration, to the department of public
25 safety's future statewide digital radio network
26 utilizing P-25 standards.
27 Sec. 13. 2011 Iowa Acts, chapter 133, section
28 1, subsection 3, paragraph b, is amended to read as
29 follows:
30 b. For the construction project and one-time
31 furniture, fixture, and equipment costs at the Iowa
32 correctional facility for women at Mitchellville:
33 FY 2011-2012..... \$ 3,061,556
34 FY 2012-2013..... \$ 5,391,062
35 FY 2013-2014..... \$ 26,769,040
36 Sec. 14. 2011 Iowa Acts, chapter 133, section
37 1, subsection 10, paragraph c, is amended to read as
38 follows:
39 c. For projects for immediate fire safety needs
40 and for compliance with the federal Americans with
41 Disabilities Act, at the regents institutions:
42 FY 2011-2012..... \$ 2,000,000
43 FY 2012-2013..... \$ 2,000,000
44 Of the amounts appropriated in this lettered
45 paragraph, up to \$2,000,000 may be used to fund
46 deductibles on property insurance and to provide
47 the necessary match for funds which may be available
48 from the federal emergency management agency for the
49 cleanup, repair, and restoration of facilities at the
50 state school for the deaf and the Iowa braille and

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1 sight saving school due to storm damage in the calendar
2 year 2011, notwithstanding section 8.57, subsection 6,
3 paragraph "c".

4 Sec. 15. 2011 Iowa Acts, chapter 133, section
5 1, subsection 13, paragraph b, is amended to read as
6 follows:

7 b. For the Iowa veterans home to upgrade generator
8 emissions controls to meet required stack emissions
9 for four generators and ~~related improvements~~ for the
10 construction of a building that secures vehicles during
11 nonuse and inclement weather:

12 FY 2011-2012..... \$ 250,000

13 Sec. 16. 2011 Iowa Acts, chapter 133, section
14 3, subsection 8, paragraph a, is amended to read as
15 follows:

16 a. For the provision of a statewide public safety
17 radio network and the purchase of compatible radio
18 communications equipment with the goal of achieving
19 compliance with the federal communications commission's
20 narrowbanding mandate deadline, and for achieving
21 "interoperability", as defined in section 80.28:

22 FY 2011-2012..... \$ 2,500,000

23 FY 2012-2013..... \$ 2,500,000

24 FY 2013-2014..... \$ 2,500,000

25 Of the amounts appropriated in this lettered
26 paragraph, the department of public safety may
27 enter into a public-private partnership, through a
28 competitive bidding process, for the provision of
29 the statewide network and the purchase of compatible
30 equipment.

31 As a condition of this appropriation, all land
32 mobile radio communications equipment purchased by the
33 department of public safety shall be compliant with
34 the federal communications commission's narrowbanding
35 mandate and shall provide the maximum amount of
36 statewide coverage and interoperability, throughout
37 all phases of migration, to the department of public
38 safety's future statewide digital radio network
39 utilizing P-25 standards.

40 On or before January 13, 2012, the department of
41 public safety shall provide a report to the legislative
42 services agency and the department of management.
43 The report shall detail the status of the funds
44 appropriated in this subsection and shall include
45 the estimated needs of the departments of public
46 safety, corrections, and natural resources to achieve
47 interoperability and to meet the federal narrowbanding
48 mandate, any changes in estimated costs to meet those
49 needs, and the status of requests for proposals to
50 develop a public-private partnership.

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1 Sec. 17. 2011 Iowa Acts, chapter 133, section 5,
2 subsection 1, is amended to read as follows:
3 1. DEPARTMENT OF CORRECTIONS
4 For the construction project and one-time furniture,
5 fixture, and equipment costs at the Iowa correctional
6 facility for women at Mitchellville:
7 \$ 4,430,952
8 Sec. 18. EFFECTIVE UPON ENACTMENT. This division
9 of this Act, being deemed of immediate importance,
10 takes effect upon enactment.
11 DIVISION VII
12 MISCELLANEOUS CODE CHANGES
13 Sec. 19. Section 8.57, subsection 6, paragraph
14 e, subparagraph (1), subparagraph division (d),
15 subparagraph subdivision (ii), Code Supplement 2011, is
16 amended to read as follows:
17 (ii) However, in lieu of the deposit in
18 subparagraph subdivision (i), for the fiscal year
19 beginning July 1, 2010, and for each fiscal year
20 thereafter until the principal and interest on all
21 bonds issued by the treasurer of state pursuant to
22 section 12.87 are paid, as determined by the treasurer
23 of state, ~~sixty-four~~ fifty-five million seven hundred
24 fifty thousand dollars of the excess moneys directed to
25 be deposited in the rebuild Iowa infrastructure fund
26 under subparagraph subdivision (i) shall be deposited
27 in the general fund of the state.
28 Sec. 20. Section 8.57A, subsection 4, paragraph c,
29 Code Supplement 2011, is amended to read as follows:
30 c. There is appropriated from the rebuild Iowa
31 infrastructure fund for the fiscal year beginning
32 July 1, 2012, and ending June 30, 2013, the sum
33 of ~~thirty-five~~ twenty-three million dollars to the
34 environment first fund, notwithstanding section 8.57,
35 subsection 6, paragraph "c".
36 Sec. 21. Section 8.57C, subsection 3, paragraph a,
37 Code Supplement 2011, is amended to read as follows:
38 a. (1) There is appropriated from the general fund
39 of the state for the fiscal year beginning July 1,
40 2012, ~~and for each subsequent fiscal year thereafter~~
41 ending June 30, 2013, the sum of ~~seventeen~~ five million
42 ~~five hundred thousand~~ dollars, and for the fiscal year
43 beginning July 1, 2013, and ending June 30, 2014,
44 the sum of five million dollars to the technology
45 reinvestment fund.
46 (2) There is appropriated from the general fund of
47 the state for the fiscal year beginning July 1, 2014,
48 and for each subsequent fiscal year thereafter, the sum
49 of seventeen million five hundred thousand dollars to
50 the technology reinvestment fund.

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1 Sec. 22. Section 16.181A, subsection 1, Code 2011,
2 is amended by striking the subsection.
3 Sec. 23. Section 428A.8, subsection 2, paragraphs
4 d, e, and f, Code 2011, are amended to read as follows:
5 d. For the fiscal year beginning July 1, 2012,
6 ~~seventy-five~~ fifty-two and one-half percent of the
7 receipts shall be deposited in the general fund, ~~twenty~~
8 forty-two and one-half percent of the receipts shall be
9 transferred to the housing trust fund, and five percent
10 of the receipts shall be transferred to the shelter
11 assistance fund.
12 e. For the fiscal year beginning July 1, 2013,
13 ~~seventy~~ forty-seven and one-half percent of the
14 receipts shall be deposited in the general fund,
15 ~~twenty-five~~ forty-seven and one-half percent of the
16 receipts shall be transferred to the housing trust
17 fund, and five percent of the receipts shall be
18 transferred to the shelter assistance fund.
19 f. For the fiscal year beginning July 1, 2014, and
20 each succeeding fiscal year, ~~sixty-five~~ forty-two and
21 one-half percent of the receipts shall be deposited in
22 the general fund, ~~thirty~~ fifty-two and one-half percent
23 of the receipts shall be transferred to the housing
24 trust fund, and five percent of the receipts shall be
25 transferred to the shelter assistance fund.
26 Sec. 24. Section 428A.8, subsection 3, Code 2011,
27 is amended to read as follows:
28 3. Notwithstanding subsection 2, the amount of
29 money that shall be transferred pursuant to this
30 section to the housing trust fund in any one fiscal
31 year shall not exceed ~~three~~ six million dollars. Any
32 money that otherwise would be transferred pursuant to
33 this section to the housing trust fund in excess of
34 that amount shall be deposited in the general fund of
35 the state.>
36 2. Title page, by striking lines 2 through 5 and
37 inserting <departments, agencies, and entities from
38 the rebuild Iowa infrastructure fund, the technology
39 reinvestment fund, and the endowment for Iowa's health
40 restricted capitals fund, providing for related>

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House Amendment To
Senate File 2245

S-5149

- 1 Amend Senate File 2245, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, lines 5 and 6, by striking <committee,
- 4 and provide staffing assistance to the committee>
- 5 2. Page 1, line 6, by striking <committee shall>
- 6 3. Page 1, line 6, after <study> by inserting
- 7 <shall evaluate>
- 8 4. Page 1, line 9, by striking <committee> and
- 9 inserting <study>
- 10 5. By striking page 1, line 13, through page 2,
- 11 line 3.
- 12 6. Page 2, line 4, by striking <committee> and
- 13 inserting <commandant of the Iowa veterans home>
- 14 7. Page 2, line 4, after <the> by inserting
- 15 <department of veterans affairs, the commission of
- 16 veterans affairs, the department of public health, the>
- 17 8. Page 2, lines 7 and 8, by striking <In the
- 18 report the committee shall advise or> and inserting
- 19 <The report shall>
- 20 9. By renumbering as necessary.

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House Amendment To
Senate File 2289

S-5150

- 1 Amend Senate File 2289, as passed by the Senate, as
- 2 follows:
- 3 1. By striking page 1, line 33, through page 2,
- 4 line 7.



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Senate File 2286

S-5151

1 Amend the amendment, S-5147, to Senate File 2286 as
2 follows:
3 1. Page 2, line 27, after <utility.> by
4 inserting <Any conclusion or determination in such a
5 determination of source document shall not be construed
6 to create a presumption or conclusive proof of the
7 existence or lack of existence of proximate cause or
8 damage as a result of stray current or voltage in any
9 civil action for damages or injunctive relief. The
10 board's measurements and determinations in accordance
11 with this chapter shall be considered to be an advisory
12 opinion of the board and shall not be binding on the
13 court.>
14 2. Page 2, line 35, after <voltage.> by inserting
15 <The procedures and protocols established by the
16 board shall only be used for the purpose of taking
17 measurements under section 476D.2. Such procedures
18 and protocols shall not be construed to create a
19 presumption or conclusive proof of the existence or
20 lack of existence of proximate cause or damage as a
21 result of stray current or voltage in any civil action
22 for damages or injunctive relief.>

DR. JOE M. SENG

DAVID JOHNSON

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Senate File 2324 - Introduced

SENATE FILE 2324
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SSB 3198)

A BILL FOR

1 An Act making appropriations to the department of workforce
2 development for certain purposes and including effective
3 date and retroactive applicability provisions.
4 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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S.F. 2324

1 Section 1. LEGISLATIVE FINDINGS. It is the finding of the
2 general assembly that the recent Iowa supreme court decision of
3 Homan v. Branstad, No. 11-2022, March 16, 2012, has invalidated
4 the proper enactment of certain provisions contained in the
5 2011 Iowa Acts, chapter 130 (Senate File 517). It is the
6 intent of the general assembly to reenact, as amended, certain
7 invalidated provisions of Senate File 517 that were published
8 in the 2011 Iowa Acts and to validate expenditures made by the
9 department of workforce development and actions entered into
10 in reliance on the enactment of the invalidated provisions
11 published in the 2011 Iowa Acts.

12 Sec. 2. DEPARTMENT OF WORKFORCE DEVELOPMENT. There
13 is appropriated from the general fund of the state to the
14 department of workforce development for the fiscal year
15 beginning July 1, 2011, and ending June 30, 2012, the following
16 amounts, or so much thereof as is necessary, for the purposes
17 designated:

18 1. DIVISION OF LABOR SERVICES

19 a. For the division of labor services, including salaries,
20 support, maintenance, miscellaneous purposes, and for not more
21 than the following full-time equivalent positions:

22 \$ 3,495,440
23 FTEs 64.00

24 b. From the contractor registration fees, the division of
25 labor services shall reimburse the department of inspections
26 and appeals for all costs associated with hearings under
27 chapter 91C, relating to contractor registration.

28 2. DIVISION OF WORKERS' COMPENSATION

29 a. For the division of workers' compensation, including
30 salaries, support, maintenance, miscellaneous purposes, and for
31 not more than the following full-time equivalent positions:

32 \$ 2,949,044
33 FTEs 30.00

34 b. The division of workers' compensation shall charge a
35 \$100 filing fee for workers' compensation cases. The filing

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1 fee shall be paid by the petitioner of a claim. However, the
2 fee can be taxed as a cost and paid by the losing party, except
3 in cases where it would impose an undue hardship or be unjust
4 under the circumstances. The moneys generated by the filing
5 fee allowed under this subsection are appropriated to the
6 department of workforce development to be used for purposes of
7 administering the division of workers' compensation.

8 3. WORKFORCE DEVELOPMENT OPERATIONS

9 a. For the operation of field offices, the workforce
10 development board, and for not more than the following
11 full-time equivalent positions:

12	\$	8,671,352
13	FTEs	130.00

14 The moneys appropriated in this paragraph are contingent
15 upon the condition that the workforce development centers and
16 satellite offices, other than those centers maintained by
17 electronic means, which were open and fully operational on
18 November 1, 2011, shall remain open and operational through
19 June 30, 2012.

20 b. Of the moneys appropriated in paragraph "a" of this
21 subsection, the department shall allocate \$1,130,602 for the
22 operation of satellite field offices in Decorah, Fort Madison,
23 Iowa City, and Webster City.

24 4. OFFENDER REENTRY PROGRAM

25 a. For the development and administration of an offender
26 reentry program to provide offenders with employment skills,
27 and for not more than the following full-time equivalent
28 positions:

29	\$	284,464
30	FTEs	3.00

31 b. The department shall partner with the department of
32 corrections to provide staff within the correctional facilities
33 to improve offenders' abilities to find and retain productive
34 employment.

35 5. NONREVERSION

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1 Notwithstanding section 8.33, moneys appropriated in this
2 section that remain unencumbered or unobligated at the close of
3 the fiscal year shall not revert but shall remain available for
4 expenditure for the purposes designated until the close of the
5 succeeding fiscal year.

6 Sec. 3. EMPLOYMENT SECURITY CONTINGENCY FUND.

7 1. There is appropriated from the special employment
8 security contingency fund to the department of workforce
9 development for the fiscal year beginning July 1, 2011, and
10 ending June 30, 2012, the following amount, or so much thereof
11 as is necessary, to be used for field offices:

12 \$ 1,217,084

13 2. Any remaining additional penalty and interest revenue
14 collected by the department of workforce development is
15 appropriated to the department for the fiscal year beginning
16 July 1, 2011, and ending June 30, 2012, to accomplish the
17 mission of the department.

18 Sec. 4. UNEMPLOYMENT COMPENSATION RESERVE FUND — FIELD
19 OFFICES. Notwithstanding section 96.9, subsection 8, paragraph
20 "e", there is appropriated from interest earned on the
21 unemployment compensation reserve fund to the department of
22 workforce development for the fiscal year beginning July 1,
23 2011, and ending June 30, 2012, the following amount or so much
24 thereof as is necessary, for the purposes designated:

25 For the operation of field offices:

26 \$ 4,238,260

27 Sec. 5. GENERAL FUND — EMPLOYEE MISCLASSIFICATION
28 PROGRAM. There is appropriated from the general fund of the
29 state to the department of workforce development for the fiscal
30 year beginning July 1, 2011, and ending June 30, 2012, the
31 following amount, or so much thereof as is necessary, to be
32 used for the purposes designated:

33 For enhancing efforts to investigate employers that
34 misclassify workers and for not more than the following
35 full-time equivalent positions:

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1 \$ 451,458
2 FTEs 8.10

3 Sec. 6. RETROACTIVE APPLICABILITY. This Act applies
4 retroactively to July 1, 2011.

5 Sec. 7. EFFECTIVE UPON ENACTMENT. This Act, being deemed of
6 immediate importance, takes effect upon enactment.

7 EXPLANATION

8 This bill makes appropriations from the general fund and
9 other funds to the department of workforce development for FY
10 2011-2012. The bill reenacts certain provisions, as amended,
11 of Senate File 517 that were published in the 2011 Iowa Acts,
12 chapter 130, after the invalidation of the provisions pursuant
13 to the Iowa supreme court decision of Homan v. Branstad.

14 The bill appropriates moneys from the general fund to the
15 department of workforce development.

16 The bill appropriates moneys from the special employment
17 security contingency fund to the department of workforce
18 development for field offices.

19 The bill appropriates interest earned on the unemployment
20 compensation reserve fund to the department of workforce
21 development for the operation of field offices.

22 The bill appropriates moneys to the department of workforce
23 development for an employee misclassification program.

24 The bill is effective upon enactment. The bill makes
25 appropriations to the department of workforce development for
26 FY 2011-2012 and applies retroactively to July 1, 2011.